

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

TWENTY-EIGHTH DAY'S PROCEEDINGS

**Twenty-Ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 22, 2003

The Senate was called to order at 1:30 o'clock P.M., by Hon. John Hainkel, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Bajoie	Hines	McPherson
Barham	Holden	Michot
Boissiere	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Johnson	Smith
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

ABSENT

Bean	Cravins
Cain	Tarver
Total—4	

The President of the Senate announced there were 35 Senators present and a quorum.

Prayer

The prayer was offered by Bishop Robert Meunch, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Lambert, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were received and read:

FLORIDA PARISHES JUVENILE JUSTICE COMMISSION

May 16, 2003

Senator John Hainkel
Senate President
P.O. Box 94183, Capitol Station
Baton Rouge, LA 70804

RE: Appointees to Florida Parishes Juvenile Justice Commission

Dear Senator Hainkel:

Please find enclosed herewith the Oath of Office on the individuals who were appointed or re-appointed to serve as Commissioners on the Florida Parishes Juvenile Justice Commission effective March 1, 2003. This information is being forwarded to your office to comply with the provisions of R.S. 15:1094.1(A), which requires Senate approval of the appointees.

Their names, length of terms, and the appointing authority, as set forth in R.S. 15:1094.1(A), are as follows:

<u>Name</u>	<u>Length of Term</u>	<u>Appointing Authority</u>
Sharon B. Barron	March 1, 2003 to February 28, 2004 (finish unexpired term of Melissa Easley who resigned)	21st Judicial District Court Judges
Rev. Lyndle Bullard	March 1, 2003 to February 28, 2007	22nd Judicial District Court Judges
Paul Johnson	March 1, 2003 to February 28, 2007	21st Judicial District Court Judges
Michael Forbes	March 1, 2003, to February 28, 2005	21st Judicial District Court Judges

If you have any questions regarding this matter, please feel free to contact me at 1-800-572-0083.

Very truly yours,
BRENDA C. BICKFORD,
Administrative Assistant

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

May 20, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 138—
BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 22:2016(A) and to enact R.S. 22:215.24, relative to health insurance; to provide for health insurance coverage for services rendered by registered nurse first assistants; and to provide for related matters.

Reported with amendments.

Page 2 SENATE

May 22, 2003

28th DAY'S PROCEEDINGS

SENATE BILL NO. 364—

BY SENATORS THEUNISSEN AND MOUNT
AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii), relative to the Tuition Opportunity Program for Students; to provide relative to the duration of residency required for an independent and a dependent student; to provide relative to the eligibility of the dependent child of a member of the United States Armed Forces who is not and does not become a resident of the state, but who lives in the state under permanent change of station orders; to revise certain language; to revise certain citizenship requirements; to reinstate awards to certain students based on citizenship status; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 459—

BY SENATORS CAIN, MCPHERSON, MOUNT, SCHEDLER AND THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii), relative to the Tuition Opportunity Program for Students; to provide relative to the eligibility of the dependent child of a member of the United States armed forces who is not and does not become a resident of the state, but who lives in the state under permanent change of station orders; to revise certain language; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 581—

BY SENATOR LENTINI

AN ACT

To enact R.S. 22:1514.3, relative to liability insurance; to prohibit certain acts by bail bond producers; to provide for penalties for prohibited acts; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 873—

BY SENATOR JOHNSON

AN ACT

To enact R.S. 33:4880, relative to illegal dumping; to authorize the governing authority for the parish of Orleans to increase the fine for illegal dumping; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 471—

BY SENATORS HOYT, THEUNISSEN, THOMAS, DARDENNE AND MOUNT AND REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 9:154(A)(15) and (C), R.S. 17:3092(1) and (12), 3096(C), 3098(B)(2), and 3129.4(C)(1), and R.S. 44:4.1(8), and to enact R.S. 9:154(A)(16), R.S. 17:3093(D)(1)(i), 3096(A)(1)(e) and (E)(3)(d), and 3098(B)(3), relative to the Student Tuition Assistance and Revenue Trust Program; to provide for administration of the program; to provide for certain education savings accounts to be presumed as abandoned property; to provide for and expand program participation; to provide for interest on accounts; to provide for refunds upon termination; to provide for the designation of beneficiaries; to exclude certain records pertaining to education savings accounts from the public records law; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 21, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 76—

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development and its secretary to work with the contractor in order to expedite the completion of the existing street projects on the campus of Southern University and Agricultural and Mechanical College in Baton Rouge on or before August 15, 2003.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana Judicial College to institute mandatory continuing legal education for judges on the family law topics of child custody and child support guidelines.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To commend the student members and faculty advisors and sponsors of the Louisiana State University at Eunice Students in Free Enterprise Team.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATOR HOYT

A CONCURRENT RESOLUTION

To proclaim May 21, 2003, as "Louisiana Chemical Industry Good Neighbor Day."

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 21, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 1315—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 32:432(A) and to enact R.S. 32:414(P) and 432(C) and R.S. 47:296.2, relative to individual income tax; to deny the renewal of drivers' licenses for failure to pay individual income tax; to provide for promulgation of rules; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 140—

BY REPRESENTATIVES ANSARDI AND JOHNS

AN ACT

To amend and reenact Children's Code Article 1131 and to enact Chapter 2-A of Title XI of the Children's Code, to be comprised of Articles 1107.1 through 1107.9, relative to voluntary surrender for adoption; to provide rules to facilitate the intent to surrender process; to provide monies to be used in intent to surrender cases; to provide procedural safeguards in intent to surrender cases; and to provide for related matters.

HOUSE BILL NO. 1190—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1083(6), 1087(B)(1), (10), and (C), 1088(F)(5), 1089(A)(1) and (B)(1) and (2), 1090(B)(2)(introductory paragraph) and (3), 1091(C)(1), 1096(G), 1097(B) (introductory paragraph), and 1099(B), to enact R.S. 6:1086(C), 1090(B)(4), 1092(J), 1094(G), and 1096(I), and to repeal R.S. 6:1087(D) and 1092(D), relative to residential mortgage lending activities; to expand the definition of originator; to provide for and eliminate licensing exemptions; to provide for licensing qualifications; to define acquisition or control of a licensee; to allow the commissioner to disseminate information; to provide for licensing of previously exempt person; to prohibit and punish certain practices; and to provide for related matters.

HOUSE BILL NO. 515—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 14:331.1 and to repeal Part XV of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3573.1 through 3573.16, relative to credit repair services; to prohibit the business of credit repair services in the state; to provide for exceptions; to provide for penalties for violations; to provide relative to the Office of Financial Institutions; to repeal licensing and regulatory requirements; and to provide for related matters.

HOUSE BILL NO. 2019 (Substitute for House Bill No. 1715 by Representative Glover)—

BY REPRESENTATIVES GLOVER AND L. JACKSON

AN ACT

To enact R.S. 40:31.2, relative to public health; creates the Interagency Task Force on Health Literacy; and to provide for related matters.

HOUSE BILL NO. 88—

BY REPRESENTATIVES STRAIN, NEVERS, POWELL, SCHWEGMANN, SHAW, FLAVIN, GUILLORY, JOHNS, LANCASTER, JOHN SMITH, WADDELL, WALKER, WINSTON, AND WOOTON AND SENATORS DUPRE, GAUTREAUX, ADLEY, CAIN, ROMERO, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 27:392(B)(2)(b) and (3) through (6) and to enact R.S. 27:392(B)(7), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the distribution of certain revenues; to make certain technical corrections; to establish the Equine Health Studies Program Fund in the state treasury; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Equine Health Studies Program Fund; to provide for the use of the monies in

such fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1492—

BY REPRESENTATIVES MONTGOMERY AND MURRAY

AN ACT

To amend and reenact R.S. 27:392(B)(2)(b) and (3) through (6) and to enact R.S. 27:392(B)(7), relative to the distribution of revenues derived under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to authorize appropriations of such revenues to certain entities serving the blind; to establish the Equine Health Studies Program Fund in the state treasury and to provide for the deposit of monies into the fund and for the uses of such monies; to provide for certain dedications; to make certain technical corrections; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 106—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 14:102.12(introductory paragraph) and to enact R.S. 14:102.18, relative to the seizure and euthanizing of dogs; to authorize law enforcement officers and animal control officers to seize dogs which cause death or inflict serious bodily injury on human beings; to provide for a hearing to determine whether such dogs shall be euthanized; to provide for owner liability for costs and expenses of keeping the dog in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1406—

BY REPRESENTATIVE ROMERO

AN ACT

To enact R.S. 45:164(E), relative to common carriers; to provide relative to movers of household goods; to require all movers of household goods to comply with certain requirements; and to provide for related matters.

HOUSE BILL NO. 1854—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 35:12 and 191(C)(2)(a) and to enact R.S. 35:202, 215, 216, and 409, relative to notaries public; to provide for the use of identification numbers on notarized documents; to require the filing of annual reports and filing fees; to provide for late charges and penalties; to provide for uniform standards for notary examinations; to provide for the authority and duties of the secretary of state; to provide for certain fees; to provide for a database of all notaries; to provide for the authority of ex officio notaries; and to provide for related matters.

HOUSE BILL NO. 1756—

BY REPRESENTATIVES PEYCHAUD, L. JACKSON, CURTIS, HONEY, MURRAY, RICHMOND, JACK SMITH, SWILLING, WALKER, WELCH, WINSTON, BROOME, K. CARTER, M. JACKSON, AND MORRELL AND SENATOR IRONS

AN ACT

To enact R.S. 40:600.6(A)(4)(b)(vi) and (25) and Chapter 3-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.26, and Subpart X of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.64, relative to the Louisiana Housing Finance Agency; to create the Louisiana Housing Trust Fund; to provide for use of the trust fund to assist low-income individuals and families by providing for development, rehabilitation, and preservation of affordable housing; to provide for deposit of certain monies into the trust fund; to provide for authority to administer the trust fund; to exempt the trust fund from the Administrative Procedure Act; to provide for a refund checkoff on individual state income tax returns for the trust fund; and to provide for related matters.

HOUSE BILL NO. 1979—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 47:511(C), relative to accounts created under the International Registration Plan interstate compact; to provide for the refund of registration or licensure fees to owners of vehicles registered or licensed under certain circumstances; to provide procedures for such refunds; to provide for limitation of liability; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 88—

BY REPRESENTATIVES STRAIN, NEVERS, POWELL, SCHWEGMANN, SHAW, FLAVIN, GUILLORY, JOHNS, LANCASTER, JOHN SMITH, WADDELL, WALKER, WINSTON, AND WOOTON AND SENATORS DUPRE, GAUTREAUX, ADLEY, CAIN, ROMERO, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 27:392(B)(2)(b) and (3) through (6) and to enact R.S. 27:392(B)(7), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the distribution of certain revenues; to make certain technical corrections; to establish the Equine Health Studies Program Fund in the state treasury; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Equine Health Studies Program Fund; to provide for the use of the monies in such fund; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 106—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 14:102.12(introductory paragraph) and to enact R.S. 14:102.18, relative to the seizure and euthanizing of dogs; to authorize law enforcement officers and animal control officers to seize dogs which cause death or inflict serious bodily injury on human beings; to provide for a hearing to determine whether such dogs shall be euthanized; to provide for owner liability for costs and expenses of keeping the dog in certain circumstances; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 140—

BY REPRESENTATIVES ANSARDI AND JOHNS

AN ACT

To amend and reenact Children's Code Article 1131 and to enact Chapter 2-A of Title XI of the Children's Code, to be comprised of Articles 1107.1 through 1107.9, relative to voluntary surrender for adoption; to provide rules to facilitate the intent to surrender process; to provide forms to be used in intent to surrender cases; to provide procedural safeguards in intent to surrender cases; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 515—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 14:331.1 and to repeal Part XV of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3573.1 through 3573.16, relative to credit repair services; to prohibit the business of credit repair services in the state; to provide for exceptions; to provide for penalties for violations; to provide relative to the Office of Financial Institutions; to repeal licensing and regulatory requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1190—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1083(6), 1087(B)(1), (10), and (C), 1088(F)(5), 1089(A)(1) and (B)(1) and (2), 1090(B)(2)(introductory paragraph) and (3), 1091(C)(1), 1096(G), 1097(B) (introductory paragraph), and 1099(B), to enact R.S. 6:1086(C), 1090(B)(4), 1092(J), 1094(G), and 1096(I), and to repeal R.S. 6:1087(D) and 1092(D), relative to residential mortgage lending activities; to expand the definition of originator; to provide for and eliminate licensing exemptions; to provide for licensing qualifications; to define acquisition or control of a licensee; to allow the commissioner to disseminate information; to provide for licensing of previously exempt person; to prohibit and punish certain practices; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1315—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 32:432(A) and to enact R.S. 32:414(P) and 432(C) and R.S. 47:296.2, relative to individual income tax; to deny the renewal of drivers' licenses for failure to pay individual income tax; to provide for promulgation of rules; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1406—

BY REPRESENTATIVE ROMERO

AN ACT

To enact R.S. 45:164(E), relative to common carriers; to provide relative to movers of household goods; to require all movers of household goods to comply with certain requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1492—

BY REPRESENTATIVES MONTGOMERY AND MURRAY

AN ACT

To amend and reenact R.S. 27:392(B)(2)(b) and (3) through (6) and to enact R.S. 27:392(B)(7), relative to the distribution of revenues derived under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to authorize appropriations of such revenues to certain entities serving the blind; to establish the Equine Health Studies Program Fund in the state treasury and to provide for the deposit of monies into the fund and for the uses of such monies; to provide for certain dedications; to make certain technical corrections; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1756—

BY REPRESENTATIVES PEYCHAUD, L. JACKSON, CURTIS, HONEY, MURRAY, RICHMOND, JACK SMITH, SWILLING, WALKER, WELCH, WINSTON, BROOME, K. CARTER, M. JACKSON, AND MORRELL AND SENATOR IRONS

AN ACT

To enact R.S. 40:600.6(A)(4)(b)(vi) and (25) and Chapter 3-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.26, and Subpart X of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.64, relative to the Louisiana Housing Finance Agency; to create the Louisiana Housing Trust Fund; to provide for use of the trust fund to assist low-income individuals and families by providing for development, rehabilitation, and preservation of affordable housing; to provide for deposit of certain monies into the trust fund; to provide for authority to administer the trust fund; to exempt the trust fund from the Administrative Procedure Act; to provide for a refund checkoff on individual state income tax returns for the trust fund; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1854—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 35:12 and 191(C)(2)(a) and to enact R.S. 35:202, 215, 216, and 409, relative to notaries public; to provide for the use of identification numbers on notarized documents; to require the filing of annual reports and filing fees; to provide for late charges and penalties; to provide for uniform standards for notary examinations; to provide for the authority and duties of the secretary of state; to provide for certain fees; to provide for a database of all notaries; to provide for the authority of ex officio notaries; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1979—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 47:511(C), relative to accounts created under the International Registration Plan interstate compact; to provide for the refund of registration or licensure fees to owners of vehicles registered or licensed under certain circumstances; to provide procedures for such refunds; to provide for limitation of liability; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 2019 (Substitute for House Bill No. 1715 by Representative Glover)—

BY REPRESENTATIVES GLOVER AND L. JACKSON

AN ACT

To enact R.S. 40:31.2, relative to public health; creates the Interagency Task Force on Health Literacy; and to provide for related matters.

The bill was read by title; lies over under the rules.

Privilege Report of the Legislative Bureau

May 22, 2003

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 10—

BY REPRESENTATIVES NEVERS AND BRUCE

AN ACT

To amend and reenact R.S. 14:93.3(E), relative to cruelty to the infirmed; to provide for increased penalties for second or subsequent convictions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 13—

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 33:1448(K), relative to group insurance for retired sheriffs and deputy sheriffs; to require the sheriff in Claiborne Parish to pay for dental, hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 57—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact Code of Evidence Article 515(C)(10), relative to testimonial privileges; to provide for the accountant-client privilege in domestic proceedings; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 76—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the civil jurisdiction of the City Court of Springhill; to increase the jurisdictional amount of the court; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 175—

BY REPRESENTATIVES BRUNEAU AND KATZ

AN ACT

To amend and reenact R.S. 40:31.33(A), relative to safe drinking water; to change the method of assessment of the safe drinking water administration fee; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 223—

BY REPRESENTATIVE MURRAY

AN ACT

To enact Code of Civil Procedure Article 4061.1, relative to natural tutors; to provide exceptions from qualifying in certain circumstances; to provide for the filing of petitions for delictual actions on behalf of minors; to provide for the form of the petition; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 263—

BY REPRESENTATIVES BALDONE AND DOWNER

AN ACT

To enact R.S. 13:2109.5, relative to the City Court of Houma; to authorize the transfer of surplus funds or unclaimed fees from the court's civil fee account to the court's general operational fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 445—BY REPRESENTATIVES WELCH AND DANIEL
AN ACT

To enact R.S. 13:992.1, relative to court costs in the Nineteenth Judicial District Court; to authorize the Nineteenth Judicial District Court and the clerk of court of the Nineteenth Judicial District Court to impose additional costs of court and service charges in certain civil matters; to provide for collection of such costs and charges; to establish a judicial building fund; to provide for the dedication and disbursement of such funds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 479—BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 9:1113, relative to the partition of immovable property; to provide for private sale in certain circumstances; to provide for petition by minority interests for partition; to provide for appraisal; to provide for time limitations; to provide for distribution of proceeds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 484—BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(I), relative to the civil jurisdiction of the City Court of Leesville; to increase the jurisdictional amount of the court; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 485—BY REPRESENTATIVES TOOMY, FAUCHEUX, AND WELCH
AN ACT

To amend and reenact R.S. 13:782(A)(1), relative to clerks of district courts including the civil clerk of court for the Civil District Court for the Parish of Orleans and the criminal clerk of court for the Criminal District Court for the Parish of Orleans; to provide for a salary increase for the various clerks whose salary is based on the population of their respective parishes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 518—BY REPRESENTATIVES JOHNS, CAZAYOUX, DAMICO, DOWNER, FLAVIN, FRITH, FRUGE, FUTRELL, KATZ, MORRISH, NEVERS, PITRE, POWELL, SCALISE, STELLY, STRAIN, THOMPSON, WALSWORTH, WINSTON, AND WOOTON AND SENATORS CHAISSON, GAUTREAUX, MICHOT, AND THEUNISSEN
AN ACT

To enact R.S. 9:2799.6, relative to a limitation of liability for damages related to the consumption of certain products; to limit the liability of manufacturers, distributors, and sellers of food and non-alcoholic beverages; to define terms; to provide for applicability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 597—BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 13:47, relative to the Judicial Compensation Commission; to provide for legislative approval of the commission's report; to provide for an effective date for salary recommendations; to provide for procedures for approval of the concurrent resolution; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 736—BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 14:100(C)(1), relative to offenses affecting the public safety; to change the criminal penalties for the crime of hit-and-run driving when there is evidence of alcohol or drug use prior to the traffic accident; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 755—BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 40:1472.10(A)(9), relative to the regulation of explosives; to provide for additional grounds for denial, revocation, or suspension of certain explosives licenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 756—BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 40:1472.3(C)(2), relative to regulation of explosives; to provide for nonrefundable license fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 757—BY REPRESENTATIVE KENNARD
AN ACT

To repeal R.S. 40:1472.3(F) and 1472.4(B)(2), relative to explosives; to repeal provisions authorizing persons who do not possess a license to work with explosives provided that the person is working under the immediate and personal supervision and control of a person with a valid license; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 801—BY REPRESENTATIVE TOOMY
AN ACT

To enact Chapter 1-C of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:61, relative to the Judicial Council of the Supreme Court of Louisiana; to require the council to establish guidelines for the approval of the creation of new judgeships and offices of commissioner, magistrate, and hearing officer; to require the council to provide information to the appropriate standing committees of the legislature; to provide for exceptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 869—BY REPRESENTATIVES MORRELL, HEATON, MARTINY, AND WOOTON
AN ACT

To enact Code of Criminal Procedure Article 814(A)(50.1), relative to responsive verdicts; to provide for responsive verdicts for possession of cocaine; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 874—BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 30:2050.7(E)(4), relative to settlements by the secretary of the Department of Environmental Quality of suits for civil penalties; to provide relative to uses of settlement money; to

authorize the payment of such settlements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 981—

BY REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 9:4751(2), relative to dieticians; to include "dietician" in a certain definition of "health care provider"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1021—

BY REPRESENTATIVES DEVILLIER, BRUCE, AND MURRAY

AN ACT

To amend and reenact R.S. 14:81.1(F) and 283(D) and R.S. 44:4.1(B)(26) and (27) and to enact R.S. 14:283(E) and R.S. 46:1845, relative to evidence of child pornography, obscenity, and video voyeurism; to declare that certain items of evidence are contraband; to provide for the seizure and disposition of contraband involving child pornographic, video voyeuristic, and obscene evidence; to provide relative to the privacy of victims; to provide for limitation of access to pornographic, video voyeuristic, or obscene evidence; to provide for the disposition of such evidence; to provide for definitions; to provide for a contradictory hearing; to provide for the disposition of evidence; to provide for the issuance of a court order; to provide for guidelines to be used when deciding whether to limit access to certain evidentiary items; to provide for exceptions to the public records law; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1021 by Representative Devillier

AMENDMENT NO. 1

On page 3, line 22, delete "1201, 1208,"

AMENDMENT NO. 2

On page 5, line 2, following "media" delete "data"

AMENDMENT NO. 3

On page 5, line 6, change "(3)" to "(4)"

AMENDMENT NO. 4

On page 5, lines 7 and 8, following "tangible" delete the comma ","

HOUSE BILL NO. 1022—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 14:27(B), relative to attempt to commit a crime; to provide for an attempt to commit the crime of arson; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1024—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact Code of Criminal Procedure Article 881.1, relative to criminal sentences; to provide for the reconsideration of the sentence in felony and misdemeanor cases; to provide for the procedure to be used in filing a motion to reconsider a sentence; to provide for the time limit to file such motion; to provide for the form of the motion; to provide for a contradictory hearing; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1025—

BY REPRESENTATIVES DEVILLIER AND BRUCE

AN ACT

To amend and reenact R.S. 14:93.2.1(B)(2), relative to child desertion; to change the criminal penalties for a second or subsequent conviction of child desertion; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1170—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2158(A)(2)(b) and 2226(H)(1), relative to contamination of groundwater through migration; to provide for prevention of migration from sanitary landfills; to provide for prevention of migration at certain hazardous waste sites; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1172—

BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 13:1384, relative to criminal district courts; to provide for certain positions or office; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1177—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 47:2183, relative to tax sales of immovable property; to provide for notice to the prior owner; to provide for applicability to parishes or municipalities; to provide for an effective date and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1228—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Children's Code Article 423(A)(2) and (3), relative to juvenile court; to authorize hearing officers to accept agreements reached in mediation; to provide for application to parishes with a population over four hundred forty thousand; to provide for expiration; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1228 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 2, following "and" and before "(3)" insert "to enact 423(A)"

AMENDMENT NO. 2

On page 1, lines 8 and 9, following "(2)" change "and (3) is hereby amended and reenacted" to "is hereby amended and reenacted and 423(A)(3) is hereby enacted"

HOUSE BILL NO. 1250—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 47:1642, relative to the criminal penalty for tax evasion; to increase the penalty for tax evasion; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1284—

BY REPRESENTATIVES TOOMY, ANSARDI, CAPELLA, DAMICO, LANCASTER, AND MARTINY

AN ACT

To amend and reenact R.S. 13:2562.24(D) and to enact R.S. 13:2562.24(E), relative to the First and Second Parish Courts of Jefferson Parish; to authorize the Jefferson Parish Council and the judges of the courts to provide for a security service charge fee on each filing in the First and Second Parish Courts of Jefferson Parish; to authorize the fee to be used to defray the cost of the purchase, operation, and maintenance of courtroom security devices; to authorize any excess in fees generated to be used to defray the cost of other judicial equipment, facilities, building new facilities, or payment of any bond indebtedness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1383—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact Code of Criminal Procedure Article 279, relative to extradition costs and expenses; to provide that a person's commercial surety shall pay the expenses of extradition; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1384—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact Code of Criminal Procedure Article 339, relative to types of bail; to provide that defendants may combine different types of bail; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1773—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 13:1312(D), relative to judicial expense funds; to provide relative to funds of any civil district court and city courts located in a parish with a population of greater than four hundred seventy thousand; to authorize the judges en banc to utilize the funds for a separate juvenile facility; to delete prohibition against raising additional fees; to delete requirement that additional funds be derived from other noncourt cost-related sources; to delete the requirement that the Joint Legislative Committee on the Budget approve the plans and cost; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1845—

BY REPRESENTATIVES DAMICO, PERKINS, PEYCHAUD, JANE SMITH, AND WADDELL

AN ACT

To amend and reenact R.S. 30:2418(H)(introductory paragraph) and (3) and to enact R.S. 36:104(B)(8), relative to waste tires; to provide for agreements between the Departments of Environmental Quality and Economic Development; to provide for use of the Waste Tire Management Fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1944—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 27:93(A)(2)(introductory paragraph) and (a), (7)(introductory paragraph) and (e), and (8), to enact R.S. 27:93(A)(9), and to repeal R.S. 27:93(A)(2)(e), (f), and (i), relative to admission fees for riverboats; to provide for allocation of funds derived from riverboat boarding fees on certain riverboats in Bossier Parish; to provide for the levying of boarding fees in Bossier Parish in certain cases; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1944 by Representative Montgomery

AMENDMENT NO. 1

In Senate Floor Amendment No. 2 proposed by Senator Adley and adopted by the Senate on May 21, 2003, delete lines 5, 6, and 7 and insert "On page 1, delete line 3 and insert "(7), (8), and (B),"

AMENDMENT NO. 2

Delete Senate Floor Amendment Nos. 3 and 4 proposed by Senator Adley and adopted by the Senate on May 21, 2003

AMENDMENT NO. 3

In Senate Floor Amendment No. 6 proposed by Senator Adley and adopted by the Senate on May 21, 2003, delete lines 16, 17, and 18, and insert "On page 1, line 14, delete "(introductory paragraph) and (e)"

AMENDMENT NO. 4

In Senate Floor Amendment No. 7 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 20 change "93(B)" to "(B)"

AMENDMENT NO. 5

In Senate Floor Amendment No. 8 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 22, following "line 15," delete the remainder of the line and insert "delete "and R.S. 27:93(A)(9) is hereby enacted""

AMENDMENT NO. 6

In Senate Floor Amendment No. 9 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on page 2, line 4, change "seventh" to "seven"

AMENDMENT NO. 7

In Senate Floor Amendment No. 10 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on page 2, line 23, change "seventh" to "seven"

AMENDMENT NO. 8

In Senate Floor Amendment No. 12 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 7 delete the asterisks " * * * "

Respectfully submitted,
LOUIS LAMBERT
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lambert, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Messages from the House

The following Messages from the House were received and read as follows:

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the state fire marshal to develop alternative methods of providing education and training on fire safety and fire prevention procedures to the staff and residents of assisted living facilities.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Schedler asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the state fire marshal to develop alternative methods of providing education and training on fire safety and fire prevention procedures to the staff and residents of assisted living facilities.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**House Bills and Joint Resolutions
on Second Reading to be Referred,
to the Legislative Bureau**

The following House Bills and Joint Resolutions were read by title and referred to the Legislative Bureau as follows:

HOUSE BILL NO. 1669—

BY REPRESENTATIVES THOMPSON, R. CARTER, BAUDOIN, CAZAYOUX, DOWNS, FANNIN, FRITH, HILL, KENNEY, MORRISH, JACK SMITH, AND STRAIN

AN ACT

To amend and reenact Part VI of Chapter 5 of Title 3 of the Louisiana Revised statutes of 1950, to be comprised of R.S. 3:551.1 through 551.12, relative to the production and sale of eggs in Louisiana; to provide relative to the composition of the Louisiana Egg Commission; to provide relative to the authority of the commission and the authority of the commissioner of agriculture and forestry to regulate the egg business; to provide relative to research on and marketing of eggs; to provide for fees and assessments; to provide relative to certain violations and penalties therefor; and to provide for related matters.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Smith to Engrossed House Bill No. 1669 by Representative Thompson (Duplicate of Senate Bill No. 779)

AMENDMENT NO. 1

On page 12, line 13, change "legal" to "limited"

AMENDMENT NO. 2

On page 12, lines 16 and 17, delete "or intending to derive"

AMENDMENT NO. 3

On page 12, line 18, between "Commission" and "creation" insert a semicolon ";

AMENDMENT NO. 4

On page 12, line 19, delete "and shall"

AMENDMENT NO. 5

On page 12, delete line 20 and insert in lieu thereof the following: "within the department with its domicile at Baton"

AMENDMENT NO. 6

On page 12, line 22, change "board" to "commission"

AMENDMENT NO. 7

On page 13, line 10, change "board," to "commission."

AMENDMENT NO. 8

On page 13, line 19, change "board" to "commission"

AMENDMENT NO. 9

On page 13, line 21, change "board" to "commission"

AMENDMENT NO. 10

On page 13, line 23, change "board," to "commission."

AMENDMENT NO. 11

On page 14, line 3, change "board" to "commission"

AMENDMENT NO. 12

On page 14, line 5, change "board," to "commission."

AMENDMENT NO. 13

On page 14, line 5, change "its" to "the"

AMENDMENT NO. 14

On page 14, line 12, change "board" to "commission"

AMENDMENT NO. 15

On page 14, line 13, change "board," to "commission."

AMENDMENT NO. 16

On page 14, line 17, change "board" to "commission"

AMENDMENT NO. 17

On page 14, line 20, change "board" to "commission"

AMENDMENT NO. 18

On page 15, line 12, change "board's" to "commission's"

AMENDMENT NO. 19

On page 15, line 13, change "board" to "commission"

AMENDMENT NO. 20

On page 15, line 21, change "board," to "commission."

AMENDMENT NO. 21

On page 16, line 14, after "rulings" change the semicolon ";" to a comma ","

AMENDMENT NO. 22

On page 16, line 16, after "Part" change the semicolon ";" to a comma ","

AMENDMENT NO. 23

On page 16, line 24, change "selling," to "sale."

AMENDMENT NO. 24

On page 17, line 18, between "equal" and "the" insert "to"

AMENDMENT NO. 25

On page 17, line 22, change "of the egg or" to "of the eggs or"

AMENDMENT NO. 26

On page 18, line 10, change "board." to "commission."

AMENDMENT NO. 27

On page 19, line 21, after "assessment" add a comma ","

AMENDMENT NO. 28

On page 21, line 20, change "board" to "commission"

AMENDMENT NO. 29

On page 21, line 25, change "board" to "commission"

AMENDMENT NO. 30

On page 22, line 3, change "board." to "commission."

On motion of Senator Smith, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended bill was read by title and referred to the Legislative Bureau.

**House Bills and Joint Resolutions
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 29—

BY REPRESENTATIVE SALTER

AN ACT

To repeal R.S. 38:2241.2, relative to construction contract reporting requirements; to repeal reporting requirements for certain Department of Transportation and Development contracts.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 35—

BY REPRESENTATIVE TOOMY AND SENATOR HEITMEIER

A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, relative to increasing the financial burden of school boards; to provide that no law or state executive order, rule, or regulation requiring increased expenditures for any purpose shall be applicable to a school board except under certain circumstances; to provide for exceptions; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 107—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 9:3577.3(C), relative to credit card solicitation; to prohibit credit card issuers from offering inducements to students; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 205—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:221(A)(2) and (C), relative to the Municipal Police Employees' Retirement System; to provide relative to modification of benefits as a result of earned income attributable to gainful employment; to provide relative to earnings statements; to relieve certain disability retirees from earnings limitations and from submitting annual income statements; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 219—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2214(A)(2)(a), relative to the Municipal Police Employees' Retirement System; to provide with respect to membership in the retirement system; to remove the age limitation on membership for certain elected chiefs; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 247—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2223(E), relative to the Municipal Police Employees' Retirement System; to provide with respect to disabilities received in the performance of official duties; to include blindness and loss of a limb as service-related disabilities for which a benefit equal to a member's final average compensation is payable; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 284—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2220(B)(1)(a)(ii), relative to the Municipal Police Employees' Retirement System; to provide with respect to survivor benefits; to provide a maximum benefit for surviving spouses of active members killed as a result of injuries sustained in the line of duty; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 335—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3561(D) and 3561.1(A) and (B), relative to consumer credit; to provide relative to consumer loan licensees; to provide for change of control; to provide relative to fees for consumer loan licenses; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 543—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 31:149 and to repeal R.S. 31:149.1 through 149.3, relative to prescription of mineral rights; to provide relative to prescription of nonuse when property is

acquired by certain governmental agencies or other specified entities; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 684—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 45:844.12(4)(f), relative to telephones; to provide relative to telephonic solicitations; to provide for definitions; to provide for exceptions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 844—

BY REPRESENTATIVES FARRAR, CAZAYOUX, HOPKINS, AND THOMPSON

AN ACT

To amend and reenact R.S. 28:842 and R.S. 47:9029(B), relative to special treasury funds; to provide for annual appropriation of certain monies in the Lottery Proceeds Fund for the minimum foundation program and services for compulsive and problem gaming; to provide for sources of monies in the Compulsive and Problem Gaming Fund; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 907—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 956—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To enact R.S. 11:2178(M), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to cost-of-living adjustments; to permit payment of a nonrecurring benefit supplement if no cost-of-living adjustment can be paid; to provide for eligibility to receive such supplement; to provide relative to the method and time of payment of such supplement; to provide for retroactive application; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 982—

BY REPRESENTATIVES WELCH, L. JACKSON, AND M. JACKSON

AN ACT

To amend and reenact R.S. 37:2401(1)(b) and 2410(A) and to enact R.S. 37:2410(D), (E), (F), and (G) and 2422, relative to the practice of physical therapy; to provide for referrals from chiropractors; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 1054—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1505.2(K)(2), 1511.3(C), and 1532 and to enact R.S. 18:1491.1(B)(9) and 1505.2(K)(3), relative to the campaign finance laws; to provide for certain information to be included in the statement of organization of a political committee; to prohibit certain political committees from accepting contributions in excess of certain limits from any person; to provide for copies of reports filed with the supervisory committee to be provided to the public upon request; to exempt political committees from filing election day expenditure reports if no election day expenditures are made; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1100—

BY REPRESENTATIVES THOMPSON, BRUCE, DOERGE, GLOVER, HAMMETT, HUNTER, KENNEY, McDONALD, MONTGOMERY, SALTER, TOWNSEND, AND WALSWORTH AND SENATORS ADLEY, BEAN, MALONE, AND TARVER

AN ACT

To amend and reenact R.S. 17:1519(5) and 3215(6)(b), to enact R.S. 17:1518, and to repeal R.S. 17:1519.1(B)(4), relative to E.A. Conway Medical Center; to merge the E.A. Conway Medical Center, its funds, property, records, obligations, functions, and employees with the Louisiana State University Health Sciences Center at Shreveport; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 1124—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 38:3087.114(A) and (B), relative to the Black River Lake Recreation and Water Conservation District; to increase the membership of the board of commissioners; to provide for terms; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1147—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 28:381(11) and to enact R.S. 28:20, relative to admission to or services of treatment facilities of the Department of Health and Hospitals; to limit admission to or services of such facilities to persons who meet certain criteria; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 1199—

BY REPRESENTATIVE LEBLANC

AN ACT

To enact R.S. 42:460, relative to state administration; to authorize the promulgation of rules relative to the recoupment of overpayments to certain state employees; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1255—BY REPRESENTATIVE PEYCHAUD
AN ACT

To amend and reenact R.S. 9:2800(C) and (E), relative to limitations of liability for public entities; to provide a limitation of liability for public entities responding to reports of dangerous conditions; to provide definitions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1501—

BY REPRESENTATIVES SCHNEIDER, BEARD, DANIEL, MCDONALD, MCVEA, AND SHAW

AN ACT

To amend and reenact R.S. 11:2252, 2253(A)(1)(a)(ii) and (C), 2256(A)(5) and (E)(3), 2260(A)(6) and (8), 2261(A), and 2262(D)(2), to enact R.S. 11:2253(D), 2256(B)(1)(f), and 2260.1, and to repeal R.S. 11:2260(A)(11)(f), relative to the Firefighters' Retirement System; to provide with respect to the definition of terms; to provide for determinations of eligibility for membership in the system; to terminate the authority to merge employees of certain fire protection districts into the system; to provide for application of provisions of law regarding reemployment of retirees to all employees of the system; to define the term "surviving eligible spouse" for purposes of paying survivor benefits; to authorize the payment of refunded employee contributions based on emergency circumstances; to establish quorum and voting requirements for the members of the board of trustees; to delete provisions related to the joint administration with another retirement system; to provide authority for the correction of administrative errors; to establish standards by which system funds are invested; to provide with regard to delinquent contributions; to repeal provisions relative to the merger of individuals into the system, otherwise known as "Act 89 mergers"; to provide for effective dates; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 1514—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 38:1483, relative to drainage channels or outfall canals in the parish of Tangipahoa; to provide for public status of certain channels or canals; to provide relative to the use of such channels or canals; to provide with respect to liability for acts causing damage or injury to such channels or canals; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1543—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 9:2729, relative to immovable property; to provide for presumptions regarding the acquisition of an undivided interest; to provide presumptions regarding co-ownership; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1544—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:2971, relative to the transfer of lands; to provide for a presumption regarding the transfer of land fronting or bounded by certain things; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1587—

BY REPRESENTATIVE WALSWORTH

AN ACT

To enact R.S. 36:509(S) and Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.205, to create the West Ouachita Reservoir Commission as a political subdivision and state agency; to provide for a board of commissioners to manage the reservoir district; to provide for the powers and duties of the district including the power to levy taxes and issue bonds; to prohibit certain actions and to provide for penalties for certain actions; to provide relative to the district's coordination of certain efforts with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1634—

BY REPRESENTATIVE CAPELLA

AN ACT

To amend and reenact Code of Civil Procedure Article 4134(A) and (C), relative to natural tutors; to provide that a certificate filed for recordation shall include the total value of the minor's property; to provide for exceptions when the minor has no assets or only has a contested claim; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1637—

BY REPRESENTATIVE CAPELLA

AN ACT

To amend and reenact R.S. 9:4808(C), 4820(A)(2), and 4822(F) and to enact R.S. 9:4811(E), relative to contractors; to provide for the demolition of existing structures; to provide for the release of a notice of contract; to provide for the effective date of privileges; to provide the termination of privileges; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1643—

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 23:151, 182, 183, 188, and 215 and to repeal R.S. 23:189, relative to the employment of minors; to repeal certain exemptions from application of current statutory provisions; to delete references to work permits; to require electronic filing of applications for employment certificates; to repeal the requirement for a duplicate filing with the secretary; to adjust work hours during which minors can work; to repeal the requirement for different colored certificates issued based upon age of the applicant; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 1667—

BY REPRESENTATIVE CAPELLA

AN ACT

To amend and reenact R.S. 9:2092(B)(1)(introductory paragraph) and (c), relative to recordation of trust instruments; to provide for the execution of an extract of the trust instrument; to provide for the inclusion of certain information in the extract; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1671—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 38:226, relative to permits for levee crossings; to require the executive or administrative officer of the board or commission of a levee district to issue permits or letters of no objection to levee crossings when the crossing is approved by the United States Army Corps of Engineers and the Department of Transportation and Development, office of public works; to require the executive or administrative officer of the board or commission to enforce such permits for levee crossings relative to certain conditions and stipulations; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 1726—

BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 33:4071.1 and to repeal R.S. 33:4085(C), relative to the Sewerage and Water Board of New Orleans; to provide relative to certain contracts of the Sewerage and Water Board of New Orleans; to provide for certain approvals of certain contracts of the Sewerage and Water Board of New Orleans; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1758—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 25:900.1(D)(introductory paragraph) and to enact R.S. 25:900.1(D)(5), relative to the Percent for the Arts Program; to provide authorization to the assistant secretary of the office of cultural development of the Department of Culture, Recreation and Tourism for certain purposes; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 1761—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 33:4138 and to enact R.S. 33:4071.1, relative to the city of New Orleans; to remove the debt ceiling of eighteen million dollars for the Sewerage and Water Board of New Orleans; to provide relative to certain contracts of the Sewerage and Water Board of New Orleans; to provide for certain approvals of certain contracts of the Sewerage and Water Board of New Orleans; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1762—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 33:4148 and to enact R.S. 33:4071.1, relative to the city of New Orleans; to remove the debt ceiling of sixty-eight million dollars for the Sewerage and Water Board of New Orleans; to provide relative to certain contracts of the Sewerage and Water Board of New Orleans; to provide for certain approvals of certain contracts of the Sewerage and Water Board of New Orleans; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1819—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 39:98.6, relative to tobacco settlement proceeds; to provide relative to the amount of security to be furnished for appeal of certain matters relating to the tobacco settlement proceeds to be received by the state pursuant to the Master Settlement Agreement; to provide that affiliates of a signatory of the agreement and all other defendants are included in the maximum amount of security required for appeals; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 1864—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 9:3578.6(A)(2), relative to deferred presentment and small loan lenders; to prohibit certain activities; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and Internal Affairs.

HOUSE BILL NO. 1891—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 15:542.1(H)(1), relative to registration of sex offenders; to provide relative to exceptions of registration requirements; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1931—

BY REPRESENTATIVES CAZAYOUX, JOHNS, AND WALSWORTH

AN ACT

To enact R.S. 9:5605.1, relative to attorneys; to provide for the theft of client funds; to provide for the recovery of client funds; to provide for prescription; to provide for the admissibility of certain evidence; to provide for the award of attorney fees; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1934—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 40:1299.96(A)(2)(b), relative to health care records; to provide that defense counsel and insurance companies shall have access to health care records; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1956—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 40:2405.4, relative to peace officers; to require applicants for jobs as peace officers to provide a DNA sample and fingerprint prior to commencing the discharge of duties as a peace officer; to require law enforcement agencies to conduct criminal background checks of applicants for the job of peace officers; to provide for voluntary testing of currently employed peace officers; to provide for the adoption of rules; to provide for storage of DNA material and procedures prior to testing; to provide for purposes for which the DNA may be tested; to provide for alternative samples; to provide for definitions; to provide for penalties for unauthorized use of DNA samples; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1966—

BY REPRESENTATIVES HEBERT, ALARIO, ARNOLD, BAUDOIN, BROOME, BRUCE, CAPELLA, K. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DOWNS, FANNIN, FARRAR, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GUILLORY, HAMMETT, HEATON, HONEY, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, SHAW, JACK SMITH, JANE SMITH, SNEED, STRAIN, SWILLING, TOWNSEND, WALKER, WINSTON, WOOTON, AND WRIGHT

AN ACT

To enact Part VI-E of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.41 through 250.47, and to repeal R.S. 22:230.3, relative to health insurance coverage; to provide with respect to billing of enrollees and insureds by contracted health care providers and certain noncontracted facility-based health care providers; to provide for notice and disclosure to enrollees and insureds by health insurance issuers and health care facilities relative to identification of noncontracted providers and contract relationships which could result in billing of insureds or enrollees; to provide for penalties and enforcement; to provide with respect to the authority of the commissioner of insurance and the attorney general; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 1973—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 42:1118.2, relative to the separation of powers; to prohibit the governor, governor-elect, and candidates in the general election for governor from taking any action to support the nomination, election, or appointment of legislative officers, including committee officers; to provide legislative findings; to provide for enforcement and penalties; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 2017 (Substitute for House Bill No. 641 by Representative Winston)—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 15:587.1(H), relative to the Louisiana Bureau of Criminal Identification and Information; to provide with respect to the duty to provide information; to provide that licensed child placement agencies and persons authorized to conduct placement home studies shall have access to criminal history information on certain persons; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary C.

**House Bills and Joint Resolutions
on Second Reading, Subject to Call**

The following House Bills and Joint Resolutions, Subject to Call were taken up and acted upon as follows:

Called from the Calendar

Senator Theunissen asked that House Bill No. 259 be called from the Calendar at this time.

HOUSE BILL NO. 259—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 17:3021 and R.S. 36:642(D)(2), to enact R.S. 17:3048.2(F) and (G), and to repeal R.S. 17:3023(B), 3023.8.1, 3026, 3027, 3028, 3030, 3036, 3036.1, Chapter 20-A of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3041 through 3041.7, Chapter 20-B-1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3042.11 through 3042.14, Chapter 20-B-3 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3042.31 through 3042.36, and Chapter 20-C of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3043 through 3043.2, all relative to the administrative powers and duties of the Louisiana Student Financial Assistance Commission; to repeal certain student financial assistance programs that the commission is authorized to administer; to provide for the continuance of certain tuition payments awarded pursuant to two such programs; to delete provisions relative to the review and approval by the commission of certain applications; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Education.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON**NATURAL RESOURCES**

Senator Romero, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 22, 2003

To the President and Members of the Senate:

I am directed by your Committee on Natural Resources to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVES MCDONALD AND DOWNER

A CONCURRENT RESOLUTION

To memorialize congress to cease all funding for programs which encourage farmers to leave grain in their fields to supply food for migrating ducks and other aquatic avian species and to memorialize the United States Fish and Wildlife Service to study the impact of such activities.

Reported favorably.

HOUSE BILL NO. 131—BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 56:10(B)(1)(b) and 578.12(B), relative to shrimp fishing; to limit use of funds in the Shrimp Marketing and Promotion Account; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 250—BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 56:639.8(E), relative to the Artificial Reef Development Fund; to include evaluation of the program in the authorized uses of the fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 271—BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 56:649.3, relative to hunting and fishing licenses; to expand the privileges accorded under the combination lifetime hunting and sports fishing license; to provide for recreational fishing gear licenses; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 454—BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:578.10 and 578.11, relative to catfish packaging; to prohibit the possession or exchange of certain mislabeled catfish; to provide for prohibitions on the possession or exchange of certain species of catfish; to provide relative to inspection of catfish packaging facilities; to provide for penalties for violations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 544—BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 49:213.9, relative to coastal zone management; to prohibit certain activities on dunes located in the coastal zone; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 554—BY REPRESENTATIVES DEVILLIER AND PIERRE
AN ACT

To amend and reenact R.S. 56:8(84), 305(G), 323(A), and 491(1) and to enact R.S. 56:305(B)(17) and 501, relative to commercial shrimping; to authorize commercial taking of freshwater shrimp in certain waters; to provide relative to nets and other conditions on such taking; to provide for a gear license and the fee therefor; to provide penalties for violations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 555—BY REPRESENTATIVES KENNEY AND PIERRE
AN ACT

To amend and reenact R.S. 56:327(A)(1)(b)(i), relative to the sale of bass fingerlings; to authorize the sale of longer fingerlings of certain bass species; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 556—BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 56:499(C), relative to fishing nets; to prohibit the use of certain devices with skimmer nets; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 561—BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To amend and reenact R.S. 56:302.3(B)(5) and 500(A), relative to recreational gear licenses; to provide for the use of a larger trawl on a recreational gear license; to provide relative to the gear fee required for a larger trawl; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 563—BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To amend and reenact R.S. 56:302.10, relative to recreational fishing; to provide relative to penalties for the sale of recreational catches; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 712—BY REPRESENTATIVES HAMMETT, KENNEY, AND THOMPSON
AN ACT

To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.207, relative to Lake St. Joseph in Tensas Parish; to create the Lake St. Joseph Recreation and Water Conservation District; to create and provide for a board of commissioners of such district; to provide for the powers and duties of the district and the board; to authorize the board to levy taxes and parcel fees, issue bonds, and incur debt; to authorize the board to promulgate rules and regulations to accomplish the purposes of the district and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 900—BY REPRESENTATIVES GARY SMITH AND PIERRE
AN ACT

To amend and reenact R.S. 56:8(116) and 322(E)(4) and to enact R.S. 56:305(B)(4)(f) and 322.1, relative to commercial fishing; to provide for the commercial harvest of shad and skipjack herring with a shad gill net in certain waters; to provide for restrictions and penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 901—BY REPRESENTATIVES DEVILLIER AND PIERRE
AN ACT

To amend and reenact R.S. 56:8(116), 305(B)(16), and 322(E)(2) and to enact R.S. 56:305(B)(17) and 322.1, relative to commercial fishing; to provide for the commercial harvest of shad and skipjack herring with a shad seine; to provide for restrictions and penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1296—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 47:296.2 and R.S. 56:647(C), relative to the suspension or denial of recreational hunting and fishing licenses; to provide for the suspension, revocation, or denial of the issuance of certain licenses for failure to pay the individual income tax; to provide for promulgation of rules; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1841—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 56:1685(C)(20), relative to Caney Creek Lake State Park; to rename the state park Jimmie Davis State Park; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CRAIG F. ROMERO
Chairman

SUPPLEMENTAL REPORT

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator Schedler, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 22, 2003

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE BILL NO. 1120—

BY SENATOR MICHOT

AN ACT

To enact Chapter 34 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2841 through 2846; relative to durable medical equipment; to enact the Durable Medical Equipment Licensure Law; to provide for definitions; to provide for licensing of durable medical equipment; to provide for penalties and enforcement; and to provide for related matters.

Reported amendments.

Respectfully submitted,
TOM SCHEDLER
Chairman

REPORT OF COMMITTEE ON

**TRANSPORTATION, HIGHWAYS, AND
PUBLIC WORKS**

Senator Heitmeier, Chairman on behalf of the Committee on Transportation, Highways, and Public Works, submitted the following report:

May 22, 2003

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

SENATE BILL NO. 724—

BY SENATOR SMITH AND REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 32:1305(H), relative to motor vehicles; to provide for a safety inspection program for vehicles which transport forest products; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 744—

BY SENATOR SMITH AND REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 32:386(D) and 387(C)(2) and (3)(a) and (b), and to enact R.S. 32:386(L), relative to motor carriers; to provide for weight limits on vehicles transporting forest products; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal or three-way stop signs on Louisiana Highway 437 at its intersection with Louisiana Highway 40.

Reported favorably.

HOUSE BILL NO. 174—

BY REPRESENTATIVE DOERGE

AN ACT

To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.203, to create and provide for the Webster Parish Watershed District; to provide for the boundaries and purposes of the district; to create and provide for a board of commissioners of the district; to provide for the powers and duties of the board; to authorize the board to promulgate rules and regulations and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments and to provide relative to licensing of such establishments and fees to be imposed thereon; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 450—

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 32:418, relative to the office of motor vehicles; to provide for registration of certain persons with the United States Selective Service when applying for a driver's license, permit, or identification card; to provide for registration of other persons upon reaching eighteen years; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 536—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 32:295.3, relative to the Highway Regulatory Act; to provide for seat belt and motor vehicle liability security checkpoints; to require all law enforcement agencies involved in traffic enforcement to establish guidelines for seat belt and motor vehicle liability security checkpoints; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 560—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To enact R.S. 34:851.36, relative to boating; to require boating safety courses for persons operating certain motorboats; to provide penalties for violations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 562—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To repeal R.S. 34:851.8 and 851.31(B), relative to the operation of a motorboat; to repeal a prohibition on operation of a motorboat while intoxicated; and to repeal certain penalty provisions.

Reported favorably.

HOUSE BILL NO. 988—

BY REPRESENTATIVES LEBLANC, PITRE, AND QUEZAIRE AND
SENATOR MICHOT

AN ACT

To enact R.S. 40:1742.2, relative to mobility-impaired parking; to authorize parish governing authorities to grant variances in the times during which parking spaces are reserved at certain facilities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1122—

BY REPRESENTATIVES QUEZAIRE AND CAZAYOUX

AN ACT

To amend and reenact R.S. 2:653(A) and 654(B)(introductory paragraph), (1), and (9), (H)(introductory paragraph) and (2), and (J) and to enact R.S. 2:654(B)(14), (15), and (16) and (H)(4) through (8), relative to the Louisiana Airport Authority; to provide relative to the territorial boundaries of such authority; to increase the number of members of the board of commissioners; to provide relative to the term of office for such members; to provide relative to the quorum for the board of commissioners; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1154—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:387.7, relative to special permits; to provide relative to special permits for trucks hauling sugarcane; to provide relative to violations of the authorized weight limit; to provide relative to an appeal process for violations; to prohibit the issuance of special permits to certain trucks beginning August 1, 2008; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1207—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 33:31, relative to local governmental subdivisions; to provide for state preemption relative to regulation of cellular telephone or other electronic communications device usage in motor vehicles; to prohibit local governmental subdivisions from enacting ordinances or other provisions regulating the use of cellular telephones or other electronic communications devices in motor vehicles; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1728—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 56:1948.5(20), to enact R.S. 56:1948.5(58) through (62), and to repeal R.S. 56:1948.5(36), (39), (40), (42), (43), and (45), relative to Louisiana Byways designations; to provide for the inclusion of certain highways and section of highways in statutory provisions of the Louisiana Byways; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1793—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 47:463.2(A), relative to special personalized prestige license plates for motor vehicles; to increase the fee for issuance of certain special personalized prestige license plates; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1834—

BY REPRESENTATIVES SWILLING AND RICHMOND

AN ACT

To enact R.S. 47:463.111, 463.112, 463.113, and 463.114, relative to motor vehicles prestige license plates; to provide for the creation of a special prestige license plate for the Beacon Light Baptist Church; to provide for the creation of a special prestige license plate for the Greater St. Stephens Ministries; to provide for the creation of a special prestige license plate for the New Home Ministries; to provide for the creation of a special prestige license plate for the Camphor Memorial United Methodist Church; to provide for the issuance of such plates; to provide relative to the fees of such plates; to provide for the uses of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1899—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:380(A) and to repeal R.S. 32:380(E), relative to the width of vehicles; to increase the width of certain vehicles allowed to travel on certain highways; to repeal provisions relative to reasonable access for vehicles or combinations of vehicles, in excess of certain widths, between the interstate system and other highways; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1903—

BY REPRESENTATIVE MCVEA

AN ACT

To enact R.S. 38:2212(A)(1)(d)(ii), relative to letting public contracts; to provide for an exception for certain construction projects undertaken by public entities; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 86—
BY SENATOR HINES

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.201, relative to the Louisiana Seniors Pharmacy Assistance Program; to provide definitions; to create the Louisiana Seniors Pharmacy Assistance Program; to provide for eligibility, services, denial, modification, and suspension or termination of services and an appeal procedure and judicial review; to provide for reimbursement and recovery of costs for services provided; to provide for the powers, duties, and responsibilities of the Department of Health and Hospitals including funding; to provide for annual reporting; to provide for promulgation of rules and regulations; to provide for implementation; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 86 by Senator Hines

AMENDMENT NO. 1

On page 2, line 14 delete "guidelines" and insert "level"

AMENDMENT NO. 2

On page 3, line 27 delete "guidelines" and insert "level"

AMENDMENT NO. 3

On page 6, line 10 after "receive" insert "voluntary"

AMENDMENT NO. 4

On page 7, line 3 delete "committees on health and welfare" and insert "Committees on Health and Welfare"

AMENDMENT NO. 5

On page 7, line 16 delete "2001" and insert "2003"

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 153—
BY SENATOR SCHEDLER

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana, relative to the establishment of the Medicaid Trust Fund for the Elderly; to create the fund; to provide for monies deposited into the fund, including those received as the result of the intergovernmental transfer program; to provide for allocation of monies in the fund, through the Elderly Support Fund; to provide for unencumbered and unexpended funds to remain in the trust fund at the end of each fiscal year; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 153 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 3 delete "effective" and insert "Effective"

AMENDMENT NO. 2

On page 2, delete lines 26 and 27

AMENDMENT NO. 3

On page 3, delete line 1

AMENDMENT NO. 4

On page 3, line 2 delete "(c)" and insert "(b)"

AMENDMENT NO. 5

On page 3, line 4 delete "(d)" and insert "(c)"

AMENDMENT NO. 6

On page 3, line 9 delete "(e)" and insert "(d)"

AMENDMENT NO. 7

On page 3, line 15 after "the" insert "Trust"

AMENDMENT NO. 8

On page 3, line 16 delete "fund" and insert "Support Fund"

AMENDMENT NO. 9

On page 3, line 18, after "for" delete "nursing" and insert "care of the elderly, both nursing home care and community care"

AMENDMENT NO. 10

On page 3, line 19 delete "home services"

AMENDMENT NO. 11

On page 3, line 24 after "elderly." delete the remainder of the line

AMENDMENT NO. 12

On page 3, delete lines 25 through 27

AMENDMENT NO. 13

On page 4, delete line 1 and line 2 through "previous year."

AMENDMENT NO. 14

On page 4, delete lines 22 and 23 and insert "support Medicaid payments paid for services to elderly Medicaid recipients, both through nursing homes and through community care programs through the Louisiana Elderly Support Fund; and"

AMENDMENT NO. 15

On page 4, line 24 delete "shall" and insert "may"

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 358—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2116(G), relative to an exemption from facility need review provisions for facilities of a particular number of beds; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 358 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete "an exemption from" and insert "intermediate care facilities for the mentally retarded; to provide with respect to the"

AMENDMENT NO. 2

On page 1, line 14, delete "exempt from the requirements of" and insert "eligible for"

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 417—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:1281, relative to fees of physicians and surgeons, and allied health care professionals; to permit the Louisiana State Board of Medical Examiners to establish and modify, by rule, the fee schedule within the maximum provided by law for any license, certificate, permit or registration that it is authorized by law to issue; to provide relative to fees and costs relative to the licensing of physicians, podiatrists, physician assistants, midwife practitioners, registered or certified respiratory therapists, occupational therapists or occupational therapy assistants, clinical laboratory scientists, clinical exercise physiologists, athletic trainers, acupuncturists or acupuncturist's assistants, private radiological technologists, and dispensing physicians; to provide for the recovery of costs associated with certain administrative functions of the board; to provide for an effective date and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 417 by Senator Schedler

AMENDMENT NO. 1

On page 3, line 16 delete "eight hundred" and insert "three hundred and fifty"

AMENDMENT NO. 2

On page 3, line 23 delete "six" and insert "three"

AMENDMENT NO. 3

On page 3, line 25 delete "six" and insert "three"

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 792—

BY SENATOR BARHAM

AN ACT

To enact R.S. 30:2030(A)(1)(c) and (d), relative to the Department of Environmental Quality; to authorize the classification of security sensitive information and personal identification information as confidential; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 792 by Senator Barham

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 30:2030(B) and"

AMENDMENT NO. 2

On page 1, line 7, after "R.S. 30:2030" insert "(B) is hereby amended and reenacted and R.S. 30:2030"

AMENDMENT NO. 3

On page 1, line 10, after "A.(1)" delete the remainder of the line and insert the following: "Department records and information obtained under this Subtitle, or by any rule, regulation, order, license, or permit term or condition adopted or issued hereunder, or by any investigation authorized thereby, shall be available to the public, unless nondisclosure is requested in writing, and such information is determined by the department to require confidentiality. Such information may be classified as confidential by the department if the secretary makes a written determination that confidentiality is necessary to:

* * *

AMENDMENT NO. 4

On page 2, line 3, delete "and the like" and insert the following: "dates of birth and such other personal identification information as the department may chose to adopt by rule"

AMENDMENT NO. 5

On page 2, between line 3 and 4, insert the following:

"B. The department shall adopt such regulations as are necessary to effectively implement this Section in strict accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq. **Additionally, the department shall adopt regulations more fully describing the security sensitive information and personal identification information that may be classified as confidential by the department pursuant to this Section.**"

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 793—

BY SENATOR B. JONES

AN ACT

To amend and reenact R.S. 37:2410, relative to the practice of physical therapy; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 793 by Senator B. Jones

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" delete the remainder of the line and delete line 3 and insert "R.S. 37:2401(1)(b) and 2410(A) and to enact R.S. 37:2410(D), (E), (F), and (G) and 2422, relative to the practice of physical therapy; to provide for referrals from chiropractors; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 5, after "Section 1." delete the remainder of the line and insert "R.S. 37:2401(1)(b) and 2410(A) are hereby amended and reenacted and R.S. 37:2410(D), (E), (F), and (G) and 2422 are hereby enacted to read as"

AMENDMENT NO. 3

On page 1, delete lines 7 through 15 and delete page 2 and on page 3 delete lines 1 through 9 and insert the following:

"§2401. Definitions

The following words and phrases, when used in this Chapter, shall have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

(1)

* * *

(b) The use of roentgen rays and radium; and isotopes and ionizing radiation for diagnostic and therapeutic purposes are not authorized under the terms "physical therapy" as used in this Chapter, and a license issued pursuant to this Chapter does not authorize the diagnosis of disease or treatment without the prescription or referral of a person licensed in this state to practice medicine, surgery, chiropractic, dentistry, or podiatry.

§2410. Practice

A. ~~No person licensed under this Chapter shall practice physical therapy or act as a physical therapist, except upon the prescription or referral of a person licensed to practice medicine, surgery, dentistry, or podiatry. Initial~~ A physical therapist licensed under this Chapter is fully authorized to practice physical therapy as defined in this Chapter. A person licensed under this Chapter may perform an initial evaluation or consultation of a screening nature to determine the need for physical therapy ~~may be performed by a physical therapist without referral or prescription, but implementation of physical therapy treatment to individuals for their specific condition or conditions shall be based on the prescription or referral of a person licensed to practice medicine, surgery, dentistry, or podiatry, or chiropractic.~~

R.S. 37:2410(D) is all proposed new law.

D. A physical therapist licensed under this Chapter shall not perform physical therapy services without a prescription or referral from a person licensed to practice medicine, surgery, dentistry, podiatry, or chiropractic. However, a physical therapist licensed under this Chapter may perform physical therapy services without a prescription or referral under the following circumstances:

- (1) To children with a diagnosed developmental disability pursuant to the patient's plan of care.
- (2) As part of a home health care agency pursuant to the patient's plan of care.
- (3) To a patient in a nursing home pursuant to the patient's plan of care.
- (4) Related to conditioning or to providing education or activities in a wellness setting for the purpose of injury prevention, reduction of stress, or promotion of fitness.
- (5) To an individual for a previously diagnosed medical condition after informing the health care provider rendering the diagnosis. The medical diagnosis should have been made within the past ninety days. The physical therapist shall provide the health care provider with a plan of care within the first fifteen days of physical therapy intervention.

R.S. 37:2410(E) is all proposed new law.

E. Physical therapy services performed without a prescription or referral from a person licensed to practice medicine, surgery, dentistry, podiatry, or chiropractic shall not be construed to mandate coverage for physical therapy services under any health care plan, insurance policy, or workers' compensation or circumvent any requirement for pre-authorization of services in accordance with any health care plan, insurance policy, or workers' compensation.

R.S. 37:2410(F) is all proposed new law.

F. Notwithstanding any laws to the contrary, nothing in this Chapter shall preclude any health care plan or insurance policy from reimbursing for covered physical therapy services performed by a person licensed under this Chapter without a prescription or referral from a person licensed to practice medicine, surgery, dentistry, podiatry, or chiropractic.

R.S. 37:2410(G) is all proposed new law.

G. A health care provider rendering the initial diagnosis shall not be subject to civil liability for damages arising from a medical condition that manifested itself after the initial diagnosis or was not part of his initial diagnostic screening, provided that his initial diagnostic screening was conducted without willful or wanton misconduct or gross negligence.

§2422. Reimbursement for therapy treatments or physical modalities

R.S. 37:2422 is all proposed new law.

No provision in this Chapter shall preclude a physical therapist from being reimbursed for therapy treatments of physical modalities which fall within their scope of practice. A physical therapist may not profess to provide "spinal manipulation" or "spinal adjustment" or use these terms for advertising purposes."

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 869—

BY SENATOR JOHNSON AND REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact R.S. 40:1261(B) and (D), relative to smoking in the Louisiana Superdome; to prohibit smoking in all areas of the Louisiana Superdome; to provide sanctions for violators; to provide for the promulgation of rules; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator Schedler, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 908—

BY SENATOR HAINKEL
AN ACT

To enact Chapter 9 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:760 through 772, relative to emergency health powers; to provide for a plan dealing with a health emergency; to provide who can declare such an emergency, for what length of time and who can end such an emergency; to provide for isolation and quarantine of infected citizens or those who could reasonably be considered a health threat to others; to provide for judicial procedures for isolation and quarantine and to ensure due process rights for those isolated or quarantined; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 908 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 7 after "citizens" delete the remainder of the line and lines 8 and 9

AMENDMENT NO. 2

On page 1, line 10 delete "isolated or quarantined" and insert "to provide for an organizational and operational structure that is compatible with the Louisiana Emergency Assistance and Disaster Act of 1993;"

AMENDMENT NO. 3

On page 8, line 1 delete the line and on line 8 delete "for Homeland Security," and insert "the Office of Emergency Preparedness, or its successor,"

On page 9, between lines 11 and 12 insert :

"(h) Provisions permitting persons for reasons of health, religion, or conscience to refuse medical examination or testing, vaccination, or medical treatment; provided, such persons may be subject to isolation or quarantine under the provisions of this Chapter."

AMENDMENT NO. 4

On page 10, line 25 after "preparedness" insert "in conjunction with the office of public health"

AMENDMENT NO. 5

On page 11, line 1 after "coroner," insert "laboratory official, veterinarian,"

AMENDMENT NO. 6

On page 11, line 2 after "persons" insert "or animals"

AMENDMENT NO. 7

On page 11, line 12 after "preparedness" delete "and" and insert ", office of public health-infectious disease epidemiology section, or"

AMENDMENT NO. 8

On page 11, line 13, after "officer," insert "In all instances it is the responsibility of these agencies to insure that the secretary of the Department of Health and Hospitals, the office of public health, the state health officer and the office of emergency preparedness are immediately notified of any report."

AMENDMENT NO. 9

On page 13, line 8, after "governor" insert "following consultation with the public health authority,"

AMENDMENT NO. 10

On page 13, line 23, after "preparedness," insert "Department of Health and Hospitals, office of public health,"

AMENDMENT NO. 11

On page 16, line 25, after "legislature," insert "in consultation with the public health authority,"

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 942—

BY SENATOR THOMAS

AN ACT

To authorize the secretary for the Department of Health and Hospitals and the commissioner of administration, for and on behalf of the state, to enter into an agreement with respect to the exchange of certain properties in Washington Parish; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 942 by Senator Thomas

AMENDMENT NO. 1

On page 2, delete lines 7 through 17 and insert:

"Commence at the corner common to Headright 46; Section 23; and Headright 38 thence run along the West line of Headright 46 North 00 degrees 08 minutes West a distance of 290.52 feet to the north margin of the Louisiana Power and Light Company right of way; thence proceed along said right of way North 89 degrees 17 minutes East a distance of 105.90 feet to THE POINT OF BEGINNING; thence continue North 89 degrees 17 minutes East a distance of 279.12 feet to a point; thence proceed North 1 degree 43 minutes West a distance of 200.00 feet to a point; thence proceed North 72 degrees 32 minutes West a distance of 181.25 feet to a point; thence proceed South 70 degrees 25 minutes West a distance of 149.27 feet to a point; thence proceed South 11 degrees 2 minutes East a distance of 211.61 feet to the POINT OF BEGINNING."

AMENDMENT NO. 2

On page 2, line 18, indent the paragraph

AMENDMENT NO. 3

On page 2 delete lines 23 through 27 and on page 3 delete lines 1 through 5 and insert:

"Commence at the corner common to Headright 46; Section 23 and Headright 38 thence run along the west line of Headright 46 North 00 degrees 08 minutes West a distance of 290.52 feet to the north margin of the Louisiana Power and Light Company right of way; thence proceed along said right of way South 89 degrees 17 minutes West, a distance of 49.32 feet to the POINT OF BEGINNING; thence continue South 89 degrees 17 minutes West a distance of 101.78 feet to a point; thence proceed North 11 degrees 00 minutes West a distance of 159.30 feet to a point; thence proceed North 61 degrees 34 minutes East a distance of 132.60 feet to a point; thence proceed South 86 degrees 13 minutes East a distance of 130.75 feet to a point; thence proceed South 70 degrees 25 minutes West, a distance of 134.65 feet to a point; thence proceed South 04 degrees 11 minutes East a distance of 165.10 feet to the POINT OF BEGINNING."

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 990—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 33:2011(B), relative to health insurance; to provide for the classification of certain types of cancer as occupational diseases or infirmities connected with the duties of a firefighter; and to provide for related matters.

Reported favorably by the Committee on Insurance. On motion of Senator Boissiere, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 1052—

BY SENATOR HINES

AN ACT

To enact R.S. 9:2713.1 and to amend and reenact R.S. 40:32(1), R.S. 40:34(B)(1)(a)(viii), (h)(v), (i) and (j), relative to gestational surrogacy contracts; to provide for the definition of gestational surrogacy contracts; to provide for the conditions for the enforceability of gestational surrogacy contracts; to provide for a definition of genetic parents; to provide for information to be included on vital records forms; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator Schedler, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 1072—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 46:2682, relative to community care services; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 1072 by Senator Bajoie

AMENDMENT NO. 1

On page 2, line 5 after "old age," insert "Out-of-home services for the elderly are restricted to no less than twenty-four hours and no more than five days per visit."

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 1088—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 28:826(H), relative to the disability services planning group; to provide with respect to the expiration date for the planning group; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 1088 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2 delete "(H)" and insert "(B)"

AMENDMENT NO. 2

On page 1, line 3 after "to provide" delete the remainder of the line and insert " to provide for additional members of the consumer task force;"

AMENDMENT NO. 3

On page 1, line 4 delete "planning group;"

AMENDMENT NO. 4

On page 1, line 6 delete "(H)" and insert "(B)"

AMENDMENT NO. 5

On page 1, between lines 9 and 10 insert the following:

- | | | | |
|-------|---|---|---|
| | * | * | * |
| B.(1) | * | * | * |
- (2) The consumer task force membership shall consist of the following:
- | | | | |
|-----|---|---|---|
| (a) | * | * | * |
| | * | * | * |
- (s) A representative of the International Association of Psycho-Social Rehabilitation Services.
- (t) A representative of Families for Choices.
- (u) A representative of the Louisiana Association of Ambulatory Health Care.
- (v) A representative of the Nursing Home Resident Council.
- (w) A representative of the Nursing Home Family Council.
- (x) The director of the Department of Health and Hospitals, bureau of health services financing, or his designee.
- (y) The assistant secretary of the Department of Health and Hospitals, office of mental health, or his designee.
- (z) The assistant secretary of the Department of Health and Hospitals, office for citizens with developmental disabilities.

AMENDMENT NO. 6

On page 1, delete line 11

On motion of Senator Schedler, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 1090—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 39:1533(A) and to enact R.S. 28:771(E), Chapter 16 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:851 through 856, and R.S. 36:254(H) and 258(H), relative to human services; to create a human services authority in parishes with a population in excess of four hundred seventy-five thousand persons as of the most recent decennial census; to provide for powers, duties, and functions of the authority; to create a governing board and

provide for its membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for the transfer of employees; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator Schedler, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 1101—

BY SENATOR HOLDEN AND REPRESENTATIVE WESTON-BROOME

AN ACT

To enact Part IV of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1091 through 1093, relative to hospital service districts; to create a parish hospital service district in certain parishes and provide for the powers, duties, functions, and responsibilities of the district; to provide for a governing board of commissioners of each district and for membership of the board; to authorize the issuance of bonds; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator Schedler, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 1104—

BY SENATOR HOLLIS

AN ACT

To enact Chapter 16 of Title 24 of the Louisiana Revised Statutes of 1950, comprised of R.S. 24:851 through 857, relative to legislative committees; to create and provide for the Joint Legislative Committee on Science and Technology; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 1108—

BY SENATOR HINES

AN ACT

To enact R.S. 46:2626, relative to the imposition of fees for health care services; to provide for a hospital bed fee; to provide for the collection of such fees; to provide for the disposition of fees; and to provide for related matters.

Reported by substitute by the Committee on Health and Welfare. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. (Substitute for Senate Bill No. 1108)

BY SENATOR HINES AND FIELDS

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.196, relative to the Louisiana Elderly Medication Program; to provide definitions; to create the Louisiana Elderly Medication Program; to provide for eligibility; to provide for the responsibilities of the office of elderly affairs within the governor's office; to provide for annual reporting; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.191 through 1300.196, is hereby enacted to read as follows:

PART LVIII. LOUISIANA ELDERLY MEDICATION PROGRAM

Part LVIII is all proposed new law.

§1300.191. Short title

R.S. 40:1300.191 is all proposed new law.

This Part shall be known and may be cited as the "Louisiana Elderly Medication Program".

§1300.192. Definitions

R.S. 40:1300.192 is all proposed new law.

As used in this Part, the following terms shall have the following meanings:

(1) "Federal poverty guidelines" means the most recent poverty guidelines as published in the federal register by the United States Department of Health and Human Services.

(2) "Income" means income from whatever source derived.

(3) "Office" means the office of elderly affairs within the governor's office.

(4) "Program" means the Louisiana Elderly Medication Program established in this Part.

§1300.193. Louisiana Elderly Medication Program; legislative finds; creation; eligibility

R.S. 40:1300.193 is all proposed new law.

A. The legislature finds that the pharmaceutical manufacturers, seeing a need for such programs, have created charitable programs to aid low-income seniors with the cost of prescription drugs. The legislature also finds that many low-income seniors are unaware of such programs or either do not know how to apply for or need assistance in applying for such programs. It is the intent of the legislature that a program be implemented in the Office of Elderly Affairs within the governor's office to assist seniors in assessing those programs.

B. The Louisiana Elderly Medication Program is hereby established in the office of elderly affairs within the governor's office to help seniors in accessing manufacturers' discount cards and pharmaceutical assistance programs and to assist such seniors in applying for such programs.

C. Eligibility shall be limited to residents of the state who meet, at a minimum, all of the following criteria:

(1) Must be sixty-five years of age or older.

(2) Must have a gross income that does not exceed three hundred per cent of the federal poverty guidelines.

(3) Must not have voluntarily canceled a state or federal prescription drug program or a private prescription reimbursement plan within six months prior to application for enrollment in the program.

§1300.194. Services

R.S. 40:1300.194 is all proposed new law.

Subject to appropriation for the program, the department shall provide assistance to persons determined to be eligible for services authorized by this Part. The assistance provided by the office shall include:

(1) Assisting seniors in accessing manufacturers' pharmaceutical assistance programs.

(2) Assisting seniors in applying for manufacturers' pharmaceutical assistance programs.

§1300.195. Other sources of funding

R.S. 40:1300.195 is all proposed new law.

The office may seek and receive monies from any sources, including federal funds and gifts which shall be expended for the purposes designated in this Part. The office may also accept voluntary funding in the form of grants available to build community public sector and private sector partnerships. The office shall include within the development of the program the assistance of foundations, volunteers, state agencies, community groups, area agencies on aging, corporations, hospitals, physicians, and any other entity that can further the intent of the program.

§1300.196. Report

R.S. 40:1300.196 is all proposed new law.

The office shall prepare and submit a quarterly report on the program to the governor, president of the Senate, speaker of the House of Representatives, and the chairman of the Senate and House committees on health and welfare. Such reports shall include the number of clients served, the number of prescriptions filled and refilled, and the value of the drugs provided.

On motion of Senator Schedler, the committee substitute bill was adopted and becomes Senate Bill No. 1132 by Senator Hines, substitute for Senate Bill No. 1108 by Senator Hines.

SENATE BILL NO. 1132 (Substitute for Senate Bill No. 1108)—

BY SENATORS HINES AND FIELDS
AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.196, relative to the Louisiana Elderly Medication Program; to provide definitions; to create the Louisiana Elderly Medication Program; to provide for eligibility; to provide for the responsibilities of the office of elderly affairs within the governor's office; to provide for annual reporting; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 1111—

BY SENATOR SCHEDLER
AN ACT

To enact R.S. 38:2251(L) and R.S. 39:1595(K), relative to public contracts; to provide that a preference be given to products printed in Louisiana; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 92—

BY REPRESENTATIVES PINAC, BALDONE, AND PEYCHAUD
AN ACT

To enact Chapter 8 of Code Title VII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3195 through 3199, and R.S. 37:1455(A)(33), relative to real estate; to require certain disclosures; to provide for definitions; to provide for applicability; to provide for exemptions; to provide for the duties of the seller; to provide for conditions for termination of the real estate contract; to provide relative to information contained in the property disclosure document; to provide relative to the liability of the seller; to provide relative to the duties and liability of a real estate licensee; to provide relative to other statutory disclosure obligations; to provide for certain penalties for real estate licensees, registrants, and certificate holders; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 157—

BY REPRESENTATIVES DOWNER, FUTRELL, CAPELLA, R. CARTER, FAUCHEUX, AND WELCH
AN ACT

To amend and reenact R.S. 29:407(D), relative to the Military Service Relief Act; to provide relative to reinstatement of dependents to group, blanket, or franchise life, health, medical, and accident insurance after release from military service; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of

the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 254—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 38:2212.1(A)(1), relative to the Public Bid Law; to provide relative to the purchase of materials or supplies; to increase the purchase amount for which advertisement and letting by contract are necessary; to increase the purchase amount for which telephone or facsimile quotations are necessary; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 254 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2 between "R.S. 38:2212.1(A)(1)," and "relative" insert "and to enact R.S. 38:2212.6 and 39:1702(A)(3),"

AMENDMENT NO. 2

On page 1, line 6 after "necessary," insert "to provide relative to the purchase of materials and supplies related to homeland security,"

AMENDMENT NO. 3

On page 1, line 8 after "reenacted" insert " and R.S. 38:2212 is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 8 and 9 insert the following:

"§2212.6 Purchase of materials and supplies for homeland security

Notwithstanding any other provision of law to the contrary, any public procurement unit may procure materials, supplies, equipment, and services related to homeland security from federal General Services Administration supply schedules. Such purchases shall:

(1) Utilize a Louisiana distributor.

(2) Use the competitive ordering procedures of the federal General Services Administration.

(3) Receive prior approval from the director of the State Office of Homeland Security and Emergency Preparedness, or his designee.

Section 2. R.S. 39:1702(A)(3) is hereby enacted to read as follows:

§1702. Cooperative purchasing authorized; participation in federal General Services Administration vendor list

A.(1)

* * *

(3) Any public procurement unit may procure materials, supplies, equipment, and services related to homeland security from federal General Services Administration supply schedules. Such purchases shall:

(a) Utilize a Louisiana distributor.

(b) Use the competitive ordering procedures of the federal General Services Administration.

(c) Receive prior approval from the director of the State Office of Homeland Security and Emergency Preparedness, or his designee."

AMENDMENT NO. 5

On page 2, line 9 change "Section 2." to "Section 3."

On motion of Senator Hollis, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 320—

BY REPRESENTATIVES DOWNER, FUTRELL, GARY SMITH, GALLOT, HUNTER, MONTGOMERY, MURRAY, SNEED, WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 44:132, to enact R.S. 44:20, and to repeal R.S. 29:284, relative to the recordation of discharge records from the armed forces; to provide for exemption of military discharge records from the public records law; to provide for release of confidential military discharge records to the veteran and to the executor of his estate or any family member of the veteran if the veteran is deceased; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

SENATE BILL NO. 324—

BY SENATOR MOUNT

AN ACT

To amend and reenact Civil Code Art. 230(B)(1) and R.S. 9:315.22(C), relative to child support; to provide for continued support for a child until his twenty-third birthday for educational purposes; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

SENATE BILL NO. 325—

BY SENATOR BAJOEIE

AN ACT

To amend and reenact R.S. 36:477 (B)(1), relative to the Department of Social Services; to add a function to the office of family support; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 326—

BY REPRESENTATIVE LANCASTER

AN ACT

To enact R.S. 49:191(13)(k) and to repeal R.S. 49:191(12)(g), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 327—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 42:141(A) and (B), 161, and 162(A), relative to the oath of office taken by a public officer; to provide for when a public official shall take the oath of office and who may administer the oath; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 452—

BY REPRESENTATIVE FLAVIN

AN ACT

To enact R.S. 37:1446(H), relative to real estate licensees; to provide for factors to determine independent contractor status of salespersons and associate brokers; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 506—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 44:36(D), relative to the preservation of certain records accumulated by the Department of Public Safety and Corrections, Corrections Services; to reduce the length of time records pertaining to adult offenders must be kept and not destroyed by the Department of Public Safety and Corrections, Corrections Services; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 631—

BY REPRESENTATIVE CURTIS

AN ACT

To amend and reenact R.S. 33:2740.46(B)(2) and (C), relative to the Alexandria Central Economic Development District; to provide relative to the boundaries of the district; to decrease the membership of the governing board of the district; to provide relative to the appointment, removal, and terms of board members; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 631 by Representative Curtis

AMENDMENT NO. 1

On page 3, line 20 change "twelve" to "nine"

On motion of Senator Hollis, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 695—

BY REPRESENTATIVES MARTINY, ANSARDI, BOWLER, CAPELLA, DAMICO, GREEN, LANCASTER, AND TOOMY

AN ACT

To amend and reenact R.S. 44:11(C) and to enact R.S. 44:11(A)(4), relative to public records; to provide that certain information in the personnel records of public employees is confidential under certain circumstances; to authorize disclosure of such information under certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 709—

BY REPRESENTATIVES DOWNER, FUTRELL, CAPELLA, R. CARTER, FAUCHEUX, AND WELCH

AN ACT

To amend and reenact R.S. 29:405(A), relative to the Military Service Relief Act; to provide for the payment of compensation of state employees called to active service in the uniformed services; to provide for differential pay; to provide for clarification of uniformed service for payment of supplemental pay; to provide for applicability; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 721—

BY REPRESENTATIVES WINSTON AND STRAIN AND SENATOR THOMAS

AN ACT

To enact R.S. 49:149.27, relative to public buildings; to provide that the building in Covington known as the St. Tammany Livestock Show Facility be renamed as the Bobby Fletcher Agricultural Center; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 792—

BY REPRESENTATIVE L. JACKSON

AN ACT

To enact R.S. 17:1603, relative to state buildings; to provide that the administration building at Southern University at Shreveport be renamed the Dr. Leonard C. Barnes Administration Building; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 858—

BY REPRESENTATIVES LANCASTER AND HUNTER

AN ACT

To amend and reenact R.S. 42:1353, 1354, 1355(A), 1357(A)(1), 1359(A), and 1360, relative to the election of the employee member of the State Civil Service Commission; to provide procedures for such election; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 887—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:1150, relative to producers of record; to provide relative to authorization and recognition of such producers by insurers; to provide with respect to change or removal of such producers; to provide relative to payment of commissions; to make such provisions applicable to accident and health insurers and all bond business; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 887 by Representative Erdey

AMENDMENT NO. 1

On page 5, between lines 5 and 6, insert the following: "C. The provisions of this Section shall not apply to individually underwritten, guaranteed renewable limited benefit health insurance policies."

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 943—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 9:3143(6), 3144(A)(2), and 3150 and to enact R.S. 9:3144(B)(19), relative to home warranties; to provide for definitions; to provide for certain warranties; to provide for exclusions; to provide relative to civil actions; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 975—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 37:77.1, relative to accountants; to provide for the continued operation and certification of certain single-owner CPA firms for a certain period of time following such owner's death; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1053—

BY REPRESENTATIVE LANCASTER

AN ACT

To enact R.S. 42:6.1(A)(9) and R.S. 44:20, relative to tests prepared, administered, or scored by the office of the state examiner, municipal fire and police civil service; to provide that certain test-related information is confidential; to require certain presentations of such test-related information to occur in executive session; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1067—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:969.15(A)(introductory paragraph) and (1) and R.S. 9:3527(A)(introductory paragraph) and (1) and (C)(1) and to repeal R.S. 9:3527(C)(2), relative to consumer credit; to provide relative to delinquency charges in motor vehicle credit transactions and consumer credit transactions; to provide relative to written notices of delinquency charges; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1146—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 9:2772(A)(introductory paragraph) and (2), (B)(1)(a), and (G), R.S. 12:23(E)(2), 304(C)(2), 1171(A), 1173, 1178(C), and 1179(A) and (C), R.S. 14:63(G)(1), 63.9(B)(2), and 63.12(D), R.S. 36:509(C), R.S. 37:681, 682, 688, 689, 690, 691(B), 692, 693, 694, 696, 697, 697.1, 698, 700, 701, 702, 1736(A)(4) and (5) and (B), and 2950(D)(1)(a)(x), R.S. 41:642(B) and 1702(C), R.S. 44:41, and R.S. 56:438, to enact R.S. 12:204(F) and 1306(E), and to repeal R.S. 37:699, relative to professional engineers and professional land surveyors; to revise various statutes to reflect the proper designation of the Louisiana Professional Engineering and Land Surveying Board; to revise certain operating procedures of the board; to provide rules for regulation of business entities other than corporations; to provide for disciplinary and enforcement actions and a procedure for such actions; to provide for misdemeanors; to provide for fines for certain acts and offenses; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1196—

BY REPRESENTATIVE L. JACKSON

AN ACT

To amend and reenact R.S. 25:380.52(C), relative to the Louisiana Delta Music Museum; to change the membership of the governing board of the museum; to change the terms of certain members; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1209—

BY REPRESENTATIVE CAPELLA

AN ACT

To enact R.S. 22:2034, relative to insurance; to provide for dental referral plans; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1230—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 44:4.1(B)(7) and to enact R.S. 15:570(E) and (F), relative to execution; to provide that the identities of certain persons who participate in executions of the death sentence shall be confidential; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1264—

BY REPRESENTATIVES SALTER AND ILES

AN ACT

To amend and reenact R.S. 38:2325(A), relative to the powers of the Sabine River Authority; to establish a conservation pool level; to prohibit the generation of hydroelectric power under certain circumstances; to provide relative to limitations on other uses of water in the reservoir; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1343—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 37:1448, 1455(A)(11), 1457, and 1458 and to enact R.S. 37:1455(A)(33), 1456(C), and 1459, relative to licensing of real estate agents; to provide for penalties for unlicensed persons or persons whose license is suspended or revoked who engage in certain real estate activity; to provide for certain rules of procedure for administrative and judicial proceedings; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1353—

BY REPRESENTATIVES DOWNER, FAUCHEUX, MCDONALD, FUTRELL, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOUIN, BEARD, BOWLER, BROOME, BRUCE, CAPELLA, CRANE, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DIEZ, DOERGE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FLAVIN, FRITH, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, MARTINY, MURRAY, NEVERS, ODINET, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THOMPSON, TOWNSEND, TUCKER, WADDELL, WALKER, WALSWORTH, WELCH, AND WRIGHT AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 29:253(A)(2) and (3), relative to the Veterans' Affairs Commission; to provide for the nomination, appointment, and terms of office of the members; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1354—

BY REPRESENTATIVES DOWNER, BRUNEAU, GALLOT, LANCASTER, MONTGOMERY, MURRAY, PITRE, SCALISE, JOHN SMITH, WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 18:1307(C), relative to an application to vote absentee by mail; to provide for the application of a member of the United States Service or person who resides outside the United States to be valid through two subsequent federal general elections; to require the registrar to provide written reasons for rejecting the application of a United States Service member or other person residing outside the United States; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1448—

BY REPRESENTATIVES HEBERT, ERDEY, BOWLER, CAPELLA, MORRISH, GARY SMITH, BALDONE, GLOVER, SCALISE, AND WALSWORTH

AN ACT

To enact Part XXXI-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1481 through 1494, relative to the use of credit information for personal insurance; to provide for requirements and restrictions; to provide for corrections; to provide for notification; to provide

for filings; to provide for indemnification; to provide for applicability; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1448 by Representative Hebert

AMENDMENT NO. 1

On page 4, line 24, change "ninety" to "one hundred and eighty"

AMENDMENT NO. 2

On page 7, line 11, after "Create" insert "unreasonable"

AMENDMENT NO. 3

On page 7, line 13, delete "actuarially" and after "justified" insert "by actuarial or statistical data or sound underwriting criteria"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1523—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.37(B) and R.S. 9:3512(4) and 3514(A), relative to Louisiana Motor Vehicle Sales Finance Act; to increase certain fees; to provide for regulation of certain transactions under the Act; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1539—

BY REPRESENTATIVES PINAC, BRUCE, AND FRITH

AN ACT

To amend and reenact R.S. 37:3393, 3394(B)(1)(b), (D), (G), and (I), 3395(A), 3396(C) through (F), 3397, 3398(A)(introductory paragraph), (1), and (6), (B), (C), and (D), 3400, 3401(A), (B), and (C)(2) and (3)(c), 3403, 3405, 3406(A), (B), and (D), 3407(A)(1), (2), and (5) and (B), 3408(A), (B), (C)(introductory paragraph) and (1), (D)(introductory paragraph), (1), and (2), and (F), 3409(A)(introductory paragraph) and (6) and (B) through (F), 3410, 3411, and 3413 and R.S. 48:443(A), to enact R.S. 37:3392(11) through (15), 3395(C) and (D), 3401(D), 3409(A)(8), (9), and (10), and to repeal R.S. 37:3392(5), (8), and (10), 3398(E), 3399, 3401(C)(1) and (3)(b), 3402, 3404, and 3406(C), relative to real estate appraisers; to provide for definitions; to provide for licensure of real estate appraiser trainees, residential certified real estate appraisers, and general certified real estate appraisers; to provide for the board and its powers and duties; to provide for applications and classes of licensure; to provide for examinations and education and experience requirements; to provide for license terms; to provide for nonresident licensees; to provide for renewals; to prohibit licensure to certain entities; to provide for the principal place of business of a licensee; to provide for the use and display of licenses; to provide for fees and disciplinary proceedings; to provide relative to standards, documents to be retained, false information, and penalties; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1594—

BY REPRESENTATIVES K. CARTER, BAYLOR, BROOME, CURTIS, GALLOT, GLOVER, GREEN, GUILLORY, HONEY, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PEYCHAUD, PIERRE, QUEZAIRE, RICHMOND, SWILLING, AND WELCH

AN ACT

To enact R.S. 18:18(A)(8), relative to the duties and powers of the secretary of state; to provide for the secretary of state to be responsible for the implementation of voter registration week; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1649—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 44:11(D), relative to confidentiality of certain information in personnel records; to provide that certain information in the personnel records of a public employee or public official shall be confidential; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1691—

BY REPRESENTATIVE HEBERT

AN ACT

To enact Part V-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:191 through 200, and R.S. 22:1078 (B)(19) and (20), and to repeal Part V-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:201 through 210.1, relative to viatical settlements of life insurance; to provide for licenses; to provide for revocation and denial; to provide for contracts; to provide for privacy; to provide for examinations and investigations; to provide for disclosures; to provide for rules; to provide for prohibitions; to provide for advertising; to provide for fraud; to provide for legal proceedings; to provide for unfair trade practices; to provide for authority of the commissioner of insurance; to provide for fees; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1769 (Substitute for House Bill No. 698 by Representative Pinac)—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1568.1, relative to orders of the fire marshal; to provide that the fire marshal shall order an investigation of any fire resulting in any human death; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1796—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 12:954 (introductory paragraph) and (3), 959, 965 and 969 and to enact R.S. 12:954(4); relative to corporations; to make technical corrections to the Industrial or Economic Development Corporations law; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1833—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:1142(A)(introductory paragraph) and (4) and R.S. 40:1428(A)(3), relative to insurance fraud; to provide for licensing; to provide for funding; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 2005 (Substitute for House Bill No. 1082 by Representative Hebert)—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:1513.1, relative to review of dental claims; to provide relative to appeals of denied dental claims; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 2011 (Substitute for House Bill No. 1382 by Representative Lancaster)—

BY REPRESENTATIVES LANCASTER, DEWITT, BRUNEAU, ANSARDI, BALDONE, BOWLER, CAPELLA, MARTINY, SCALISE, SNEED, AND STRAIN

AN ACT

To amend and reenact R.S. 24:35.5(A)(11), (12), (52), (53), (74), (75), (79), (80), (81), and (82), (B), and (C), to provide for the composition of House of Representative Districts Nos. 11, 12, 52, 53, 74, 75, 79, 80, 81, and 82; to provide for the precincts used to compose such districts; to provide for severability; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 2012 (Substitute for House Bill No. 1422 by Representative Hebert)—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:173.1(C)(introductory paragraph) and to enact R.S. 22:173.1(L), relative to standard nonforfeiture law for individual deferred annuities; to provide for minimum values; to provide for net considerations; to provide for interest rates; to provide for the authority of the commissioner; to provide for rules; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Reconsideration

On motion of Senator Gautreaux, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, May 21, 2003 was reconsidered.

SENATE BILL NO. 8—

BY SENATOR GAUTREUX

AN ACT

To enact R.S. 13:2150, relative to the city court of Morgan City; to provide for costs in criminal matters; to provide for disposition and use of fees assessed in criminal matters in the Morgan City Court; and to provide for related matters.

Floor Amendments Sent Up

Senator Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gautreaux to Engrossed Senate Bill No. 8 by Senator Gautreaux

AMENDMENT NO. 1

On page 1, line 3, after "matters;" insert "to provide for creation of a court cost fund for juvenile offender services;"

AMENDMENT NO. 2

On page 1, line 3, change "fees" to "fines"

AMENDMENT NO. 3

On page 1, line 8, change "fee" to "fine"

AMENDMENT NO. 4

On page 1, line 14, change "fee" to "fine"

AMENDMENT NO. 5

On page 1, line 15, change "funds" to "fines"

AMENDMENT NO. 6

On page 2, line 11, change "fund" to "special account"

AMENDMENT NO. 7

On page 2, line 12, change "funds" to "fines"

On motion of Senator Gautreaux, the amendments were adopted.

The bill was read by title. Senator Gautreaux moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux	McPherson
Bajoie	Heitmeier	Michot
Barham	Hines	Mount
Boissiere	Holden	Romero
Chaisson	Hollis	Schedler
Dardenne	Hoyt	Smith
Dupre	Johnson	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	
Fontenot	Lentini	
Total—28		

NAYS

Dean	Malone	Ullo
Total—3		

ABSENT

Mr. President	Cravins	Marionneaux
Bean	Irons	Tarver
Cain	Jones, B	
Total—8		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Reconsideration

On motion of Senator McPherson, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, May 21, 2003 was reconsidered.

SENATE BILL NO. 598—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 14:112.2, relative to offenses affecting law enforcement; to prohibit not reporting to law enforcement or emergency personnel as soon as a communication can be effected certain observations; to provide penalties for violation; and to provide for related matters.

On motion of Senator McPherson, the bill was read by title and returned to the Calendar, subject to call.

Senator Lambert in the Chair

**Senate Concurrent Resolutions
on Second Reading
Reported by Committees**

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATOR HINES AND REPRESENTATIVE ILES

A CONCURRENT RESOLUTION

To extend the authority of the Louisiana Stroke Treatment Task Force to study the feasibility of developing and implementing a comprehensive statewide education program on stroke prevention targeted to high-risk populations and to geographic areas where there is a high incidence of stroke.

Reported favorably by the Committee on Health and Welfare.

The resolution was read by title. Senator Hines moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Marionneaux
Adley	Heitmeier	McPherson
Bajoie	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Chaisson	Hoyt	Schedler
Dardenne	Johnson	Smith
Dean	Jones, CD	Theunissen
Dupre	Lambert	Thomas
Ellington	Lentini	Ullo
Fields	Malone	
Total—32		

NAYS

Total—0

ABSENT

Bean	Gautreaux	Tarver
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Cain
Cravins
Total—7

Irons
Jones, B

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 180—
BY SENATOR FIELDS

AN ACT

To enact Part I-C of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:743 through 749, R.S. 15:1225, and R.S. 36:4(B)(1)(r), relative to wrongfully incarcerated prisoners; to create the Wrongfully Incarcerated Compensation Board; to provide for definitions; to place such board under the administration of the Louisiana Commission on Law Enforcement and Administration of Criminal Justice; to provide for membership of such board; to prohibit compensation for such members; to require payment of per diem and travel expenses for such members; to provide for eligibility of claimants; to provide relative to form of application; to establish time limits of application; to provide for powers and duties of the board; to authorize the promulgation of rules and regulations by the board; to authorize public hearings for determination of compensation; to authorize payment of compensation upon findings by the board that such payment is justified; to authorize emergency awards at the discretion of the board and under certain circumstances; to limit the amount of such emergency awards; to create the Wrongfully Incarcerated Compensation Fund; to establish fraudulent procurement or counseling fraudulent procurement of compensation from the fund as a crime and provides penalties; to authorize payment of attorney fees; to limit the amount of such fees; and to provide for related matters.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 180 by Senator Fields

AMENDMENT NO. 1

On page 3, line 8, following "a" and before "child" change "dependant" to "dependent"

AMENDMENT NO. 2

On page 7, line 26, and on page 8, line 2, following "cross" and before "examine" insert a hyphen "-"

AMENDMENT NO. 3

On page 8, line 15, following "his" and before "by" change "dependant" to "dependent"

AMENDMENT NO. 4

On page 9, line 25, following "Wrongfully" and before "Compensation" change "Incarceration" to "Incarcerated"

On motion of Senator Lambert, the amendments were adopted.

Floor Amendments Sent Up

Senator Fields sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator CFields to Engrossed Senate Bill No. 180 by Senator Fields

AMENDMENT NO. 1

On page 1, line 4, after "incarcerated" insert "and convicted"

AMENDMENT NO. 2

On page 2, line 22, after "law" insert ", beyond a reasonable doubt,"

AMENDMENT NO. 3

On page 2, line 22, after "incarcerated" insert "and convicted" and delete the remainder of the line and delete line 23 in its entirety

AMENDMENT NO. 4

On page 2, line 24, at the beginning of the line, delete "dismissed and"

On motion of Senator Fields, the amendments were adopted.

The bill was read by title. Senator Fields moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Heitmeier	Jones, CD
Boissiere	Holden	McPherson
Dupre	Irons	Romero
Fields	Johnson	Thomas
Total—12		

NAYS

Mr. President	Gautreaux	Michot
Adley	Hines	Mount
Barham	Hollis	Schedler
Dardenne	Hoyt	Smith
Dean	Jones, B	Theunissen
Ellington	Lentini	Ullo
Fontenot	Malone	
Total—20		

ABSENT

Bean	Cravins	Tarver
Cain	Lambert	
Chaisson	Marionneaux	
Total—7		

The Chair declared the amended bill failed to pass. Senator Ellington moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

The following House Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE HAMMETT**A CONCURRENT RESOLUTION**

To urge and request the Department of Economic Development to review and recommend to the Rural Legislative Task Force legislation that would require certified capital companies to invest in community development corporations and similar entities.

Reported favorably by the Committee on Commerce, Consumer Protection and International Affairs.

The resolution was read by title. Senator Hollis moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Malone
Bajoie	Hines	Marionneaux
Barham	Holden	McPherson
Boissiere	Hollis	Michot
Dardenne	Hoyt	Mount
Dean	Irons	Romero
Dupre	Johnson	Schedler
Ellington	Jones, B	Smith
Fields	Jones, CD	Theunissen
Fontenot	Lambert	Thomas
Gautreaux	Lentini	Ullo
Total—33		

NAYS

Total—0

ABSENT

Mr. President	Cain	Cravins
Bean	Chaisson	Tarver
Total—6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**House Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 610—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in Winn Parish to the Department of Social Services, office of family support, from the Department of Transportation and Development; and to provide for related matters.

The bill was read by title. Senator Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Malone
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Bajoie	Hines	Marionneaux
Barham	Holden	McPherson
Boissiere	Hollis	Michot
Dardenne	Hoyt	Mount
Dean	Irons	Romero
Dupre	Johnson	Schedler
Ellington	Jones, B	Smith
Fields	Jones, CD	Theunissen
Fontenot	Lambert	Thomas
Gautreaux	Lentini	Ullo
Total—33		

NAYS

Total—0

ABSENT

Mr. President	Cain	Cravins
Bean	Chaisson	Tarver
Total—6		

The Chair declared the bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 772—

BY REPRESENTATIVES LEBLANC, FRITH, MONTGOMERY, NEVERS, AND THOMPSON

AN ACT

To amend and reenact R.S. 43:111(A)(9) and R.S. 51:1319(A)(2) and (B)(5) and to enact R.S. 43:111(A)(10) and R.S. 51:1319(B)(6), relative to authorization for advertising within the Louisiana Retirement Development Commission; to provide relative to authorization for the commission to develop guidelines to award a "Livable Louisiana Retirement Ready Community" seal of approval; to provide relative to authorization for the commission to purchase, print, and distribute advertisements, informational publications, and other promotional materials to promote Louisiana as a retirement state; and to provide for related matters.

The bill was read by title. Senator Schedler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Malone
Bajoie	Hines	Marionneaux
Barham	Holden	McPherson
Boissiere	Hollis	Michot
Dardenne	Hoyt	Mount
Dean	Irons	Romero
Dupre	Johnson	Schedler
Ellington	Jones, B	Smith
Fields	Jones, CD	Theunissen
Fontenot	Lambert	Thomas
Gautreaux	Lentini	Ullo
Total—33		

NAYS

Total—0

ABSENT

Mr. President	Cain	Cravins
Bean	Chaisson	Tarver
Total—6		

The Chair declared the bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1732—

BY REPRESENTATIVE DEVILLIER AND SENATOR DARDENNE
AN ACT

To enact R.S. 15:147(A)(1)(d), (e), (f), and (g), relative to right to counsel in criminal cases; to provide with respect to the defense of indigents; to provide for the collection of a one-time forty dollar fee from criminal defendants seeking representation by the indigent defender board; to provide for collection and distribution of fees; and to provide for related matters.

The bill was read by title. Senator Dardenne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Marionneaux
Bajoie	Hines	McPherson
Barham	Holden	Michot
Boissiere	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Johnson	Smith
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Cain	Tarver
Bean	Cravins	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 22, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 15—

BY SENATORS GAUTREAU, LAMBERT AND MCPHERSON AND
REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To re-create and continue a study commission to coordinate state policy options to mitigate the projected impact of global changes in climate as they relate to Louisiana business, wetlands, agricultural activities, economy, and environment.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 51—

BY SENATOR CHAISSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study re-routing truck traffic from Jackson Street in the city of Thibodaux.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To create and provide with respect to a task force to study common driver distractions, including communications technology and nontechnological activities, and submit recommendations to the legislature.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Introduction of Resolutions, Senate and Concurrent

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 53—

BY SENATOR HOYT

A RESOLUTION

To commend jockey Shane Sellers for his accomplishments at Churchill Downs and his philanthropy in his hometown of Erath, Louisiana.

On motion of Senator Hoyt, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 54—

BY SENATOR FIELDS

A RESOLUTION

To commend the True Light Baptist Church on the occasion of its sixty-second anniversary.

On motion of Senator Fields, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 55—

BY SENATOR FIELDS

A RESOLUTION

To recognize, commend, and honor Larry Clayton McGhee, Sr. for thirty-five years of distinguished and formative service to Southern University and Agricultural and Mechanical College System; and to record his notable accomplishments and manifold contributions to education in Louisiana, as well as the

generous and admirable way in which he has devoted his energy and talents to the full development of students into informed, capable, and productive citizens in their community.

On motion of Senator Fields, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 55—

BY SENATOR FIELDS

A RESOLUTION

To recognize, commend, and honor Larry Clayton McGhee, Sr. for thirty-five years of distinguished and formative service to Southern University and Agricultural and Mechanical College System; and to record his notable accomplishments and manifold contributions to education in Louisiana, as well as the generous and admirable way in which he has devoted his energy and talents to the full development of students into informed, capable, and productive citizens in their community.

On motion of Senator Fields, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Social Services to cooperate in providing for a survey on ten percent of assisted living facilities and residential care facilities.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Health and Welfare.

SENATE CONCURRENT RESOLUTION NO. 102—

BY SENATOR THOMAS AND REPRESENTATIVE MORRISH

A CONCURRENT RESOLUTION

To create and provide for a special task force to study and recommend implementation of a consolidated database of public data provided by the Department of Health and Hospitals, Louisiana State University Health Sciences Center, office of group benefits, and office of workers' compensation that will allow predictive modeling and other actuarial analysis that may affect LaDoc and related programs for the uninsured.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Insurance.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 22, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 112—

BY REPRESENTATIVE PERKINS

A CONCURRENT RESOLUTION

To direct the House Committee on Civil Law and Procedure and the Senate Committee on Judiciary A to conduct hearings in cooperation with the Governor's Commission on Marriage and

Families regarding the empirical study of covenant marriage legislation.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Lambert asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 112—

BY REPRESENTATIVE PERKINS

A CONCURRENT RESOLUTION

To direct the House Committee on Civil Law and Procedure and the Senate Committee on Judiciary A to conduct hearings in cooperation with the Governor's Commission on Marriage and Families regarding the empirical study of covenant marriage legislation.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Judiciary A.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator C. Jones, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

May 22, 2003

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

HOUSE BILL NO. 282—

BY REPRESENTATIVES DEWITT AND MURRAY

A JOINT RESOLUTION

Proposing to amend Article XII, Section 8.1(C)(1)(f) and (g) of the Constitution of Louisiana and to repeal Article XII, Section 8.1(C)(1)(h), relative to the Louisiana Workers' Compensation Corporation; to provide for appointment of members to the board of directors; to remove provision for the appointment of a representative from the state office of risk management; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 306—

BY REPRESENTATIVES DEWITT AND MURRAY

AN ACT

To amend and reenact R.S. 23:1398(A)(4) and (5) and (D) and to repeal R.S. 23:1398(A)(6), relative to Louisiana Workers' Compensation Corporation; to provide for the appointment of members to the board of directors; to provide for the submission of nominees for the board of directors; to repeal the provision that allows for the appointment of a representative from the office of risk management; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1554—BY REPRESENTATIVES MURRAY, DEWITT, AND TUCKER
AN ACT

To amend and reenact R.S. 23:1514(A)(1), (B), and (C), 1553(B)(7)(a) (introductory paragraph), (8), (9)(a) (introductory paragraph), (10), and (11)(a) (introductory paragraph) and to repeal R.S. 23:1474(J), relative to the workforce development training account; to provide for individual, standardized training of incumbent workers; to provide for eligibility requirements for businesses; to establish procedure for requests for training and reimbursements; to provide for selection of training provider; to allow the use of funds to cover unemployment insurance functions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CHARLES D. JONES
Chairman**REPORT OF COMMITTEE ON****EDUCATION**

Senator Theunissen, Chairman on behalf of the Committee on Education, submitted the following report:

May 22, 2003

To the President and Members of the Senate:

I am directed by your Committee on Education to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 84—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the commissioner of administration, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents to undertake the funding of a new campus for the Louisiana Technical College - Northwest Campus.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 98—

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the feasibility of offering community college services through Louisiana Technical College-Sowela campus in Lake Charles at other regional technical college branch campuses, including the Morgan Smith campus in Jennings, and to determine how the state can best meet the educational needs of students and the economic and workforce development needs of the southwest region of the state.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to establish a special committee to study and provide recommendations on the implementation of criminal background checks for employees at institutions of postsecondary education.

Reported with amendments.

SENATE BILL NO. 706—

BY SENATOR IRONS

AN ACT

To enact R.S. 17:406.6, relative to parental involvement in schools; to provide for the establishment of a demonstration program in certain school systems; to provide for the definition, selection and duties of an independent parent review board; to provide relative to the evaluation of parental involvement programs; to require a report of findings to the State Board of Elementary and Secondary Education; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 862—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 17:6(A)(15), 45(A), 442, 443, 462, 471, 492, 493(A), (B), and (C), 522, 523, and 532(B), and 533 and to enact R.S. 17:6(A)(16), 7(26), and 81(A)(3), relative to tenure for public elementary and secondary school employees; to provide relative to the causes for terminating certain permanent school employees in public elementary and secondary schools; to provide relative to the process used in tenure decisions and hearings; to authorize city, parish, and other local school boards and the state board to grant newly employed teachers tenure without a probationary period under certain circumstances; to provide for the establishment of a panel of administrative law judges; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1036—

BY SENATOR C. JONES

AN ACT

To enact R.S. 17:1383 through 1385, relative to school districts; to establish a Priority Education Zone; to provide for enrollment of school systems and enlistment of resource providers; to provide for the administration and operation of the Priority Education Zone; to provide relative to the Minimum Foundation Program; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 37—

BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To urge and request each public postsecondary education management board, in consultation with the Board of Regents, to develop and implement policies to require each institution under its respective jurisdiction to provide information to first-time entering freshmen relative to the dangers of credit card debt as part of a freshman orientation program or other admissions process.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To establish a multidisciplinary advisory council to provide advice to the state Department of Education on specific health-related matters as requested by the state superintendent of education on an as-needed basis.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To continue the existence of the Louisiana Commission on French and the Louisiana French Study Committee, created in 2001 to assess the condition of the French language in Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 148—

BY REPRESENTATIVES MURRAY AND HUNTER
A CONCURRENT RESOLUTION

To request the State Board of Elementary and Secondary Education to submit detailed written plans relative to the implementation of the state takeover of failing schools to the House Committee on Education and the Senate Committee on Education not later than September 15, 2003.

Reported favorably.

HOUSE BILL NO. 129—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 17:270(A) and 271(A)(2) and (B) and R.S. 32:402.1(A)(1) and (2)(introductory paragraph) and 402.2 and to enact R.S. 32:402.1(A)(3), relative to driver education and training; to require instruction relative to organ and tissue donation during driver education, training, improvement, and remediation programs; to provide relative to an exemption to such instruction under certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 616—

BY REPRESENTATIVE FAUCHEUX (BY REQUEST)
AN ACT

To enact R.S. 17:81(O), to require that expenditures by city, parish, and other local school boards to reimburse school board members for certain travel and related expenses be in accordance with travel regulations prescribed by the division of administration for state executive branch employees; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 750—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 17:239, to prohibit the use or operation of any electronic telecommunication device by a student in any public elementary and secondary school or on the grounds thereof or in any school bus used to transport public school students; to provide exceptions; to provide relative to penalties; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1309—

BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact R.S. 17:3991(A)(1), relative to charter schools; to prohibit a charter school from employing the members of the governing or management board of such school; to provide certain limitations relative to family members serving on a charter school governing or management board; to provide for compliance; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1470—

BY REPRESENTATIVES SALTER, NEVERS, AND WALSWORTH
AN ACT

To amend and reenact R.S. 17:3129.1(A) and to enact R.S. 17:3351(D), relative to the articulation of courses among and recognition of course credit by state public colleges and universities; to provide for certain written reports by the Board of Regents; to provide relative to the duties and responsibilities

of public postsecondary management boards; to require that students and prospective students at any state public college and university receive certain information relative to course offerings at the institution; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1662—

BY REPRESENTATIVES K. CARTER AND PEYCHAUD
AN ACT

To enact R.S. 17:29, relative to school social workers; to require the employment of a full-time social worker in each city, parish, and other local public school identified as a failing school in certain parishes; to provide for definitions; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1890—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 17:1966, relative to extracurricular activities; to permit students attending the Louisiana School for Math, Science, and the Arts to be eligible to participate in extracurricular activities at certain state-approved nonpublic schools; and to provide for related matters.

Reported favorably.

Respectfully submitted,
GERALD J. THEUNISSEN
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

Senator Bajoie, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 22, 2003

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 262—

BY SENATOR MOUNT
AN ACT

To enact R.S. 33:4712.8, relative to economic development for the city of Westlake; to authorize the city of Westlake to transfer certain property no longer needed for public purposes; to provide for the creation of a board to govern the sale of such property; to provide for the purpose, powers, duties and membership of the board; to provide for the authority of the board; to provide for the duties of the governing authority of the city of Westlake with respect to the board; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 836—

BY SENATOR MCPHERSON
AN ACT

To enact Subpart F of Part I of Subpart 6 of Title 33 of the Revised Statutes of 1950, to be comprised of R.S. 33:2740.71 through 33:2740.87, relative to special districts; to authorize municipalities and parishes to create business improvement districts; to provide for definitions; to provide for the establishment of a business improvement development district; to provide for a board of commissioners; to provide for powers

and duties of the board; to provide for the issuance of bonds; to provide for assessments upon a vote of the electors of the district; to provide for fees and charges; to provide for termination of the district; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 840—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 9:1123.115.1, relative to condominiums; to provide for the collection utilities by local governmental entities; to authorize certain sales involving abandoned units; to authorize certain donations of abandoned or blighted property units by municipalities or parishes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1008—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 33:2451(A)(8), relative to the civil service system and personnel administration in Rapides Parish; to extend the rules of the civil service system to certain federal program director positions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1012—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 33:4547.1, 4547.2, and 4547.3 and to enact R.S. 33:4547.4, relative to public contracts; to provide for award of performance based energy efficiency contracts through the request for proposal process; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 83—
BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:9055.1, relative to the DeSoto Parish Ambulance Service District; to provide for an increase in the membership of the board of commissioners of the district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 200—
BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i), relative to derelict structures; to authorize the governing authority of the parish of Bossier to compel or require property owners to repair or demolish such structures and to charge the property owners therefor; to provide for the collection of such charges and enforcement thereof; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 206—
BY REPRESENTATIVES MONTGOMERY, L. JACKSON, AND JANE SMITH

AN ACT

To amend and reenact R.S. 19:121, relative to expropriation of property by a declaration of taking by the cities of Bossier City and Shreveport; to redefine property subject to such expropriation; to direct the Louisiana State Law Institute to appropriately rename the Part heading; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 366—

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 25:217.1, relative to certain DeSoto Parish library funds; to prohibit diversion of such funds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 405—

BY REPRESENTATIVE L. JACKSON

AN ACT

To amend and reenact Sections 4 and 5 of Act No. 573 of the 1975 Regular Session of the Legislature, as amended by Act No. 554 of the 1978 Regular Session of the Legislature, Act No. 411 of the 1980 Regular Session of the Legislature, and Act No. 163 of the 1984 Regular Session of the Legislature, relative to the Downtown Development District of the city of Shreveport; to provide with respect to the responsibility of the Downtown Development Authority to encourage and aid in the preservation, revitalization, and beautification of property within the Downtown Development District; to provide with respect to the authority to provide financial assistance for such preservation, revitalization, and beautification; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 422—

BY REPRESENTATIVES PEYCHAUD AND MURRAY

AN ACT

To amend and reenact Section 8.1(D)(2) of Act No. 170 of the 1968 Regular Session, as enacted by Act No. 155 of the 1984 Regular Session and amended by Act No. 101 of the 1997 Regular Session, relative to the New Orleans Redevelopment Authority; to provide relative to the proper address for notifying the property owner prior to a determination that the property is blighted and subject to acquisition by the authority; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1346—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:461(A)(4), relative to the assessment and collection of municipal taxes; to provide that municipal property taxes in the city of Westwego shall be due and payable on March thirty-first of each year; to provide for their collection; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1747—

BY REPRESENTATIVES BROOME, M. JACKSON, AND WELCH

AN ACT

To enact R.S. 33:1236(21)(h), relative to the cutting of grass and obnoxious weeds in the parish of East Baton Rouge; to require the governing authority of the parish to provide additional notice to property owners who fail to cut such grass and weeds; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DIANA E. BAJOE
Chairman

Rules Suspended

Senator Boissiere asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 204 from the Committee on Local and Municipal Affairs.

SENATE BILL NO. 204—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 33:4159.5, relative to municipalities and parishes; to provide for sewerage and water boards in parishes with populations over four hundred eighty thousand; to provide for approval of such board for the development of certain properties; and to provide for related matters.

On motion of Senator Boissiere, the bill was read by title and withdrawn from the files of the Senate.

Mr. President in the Chair**Privilege Report of the Committee on
Senate and Governmental Affairs****ENROLLMENTS**

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 22, 2003

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 95—

BY SENATORS HAINKEL, ADLEY, BARHAM, BOISSIERE, DEAN, DUPRE, ELLINGTON, FIELDS, GAUTREAUX, HEITMEIER, HINES, HOLDEN, HOYT, C. JONES, MARIONNEAUX, MCPHERSON, MOUNT, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO
A CONCURRENT RESOLUTION

To urge and request that the Board of Administrators of Tulane University retain the university's Division 1-A intercollegiate athletics program.

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message to the Governor**SIGNED SENATE BILLS**

May 22, 2003

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 46—

BY SENATORS MCPHERSON, BARHAM, BOISSIERE, CAIN, CHAISSON, DUPRE, GAUTREAUX, HAINKEL, HOLLIS, HOYT, LENTINI, MALONE, MARIONNEAUX, MICHOT, MOUNT, SCHEDLER, SMITH, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 17:3048.1(W), relative to the Tuition Opportunity Program for Students; to provide for the use of awards at eligible Louisiana colleges and universities by students who are otherwise qualified for a program award and who enroll as first-time freshmen in an out-of-state college or university; to provide

conditions and limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 150—

BY SENATORS DUPRE AND HAINKEL AND REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 22:1476, relative to a public adjuster; to provide that certain contracts between a public adjuster and an insured are null and void; and to provide for related matters.

SENATE BILL NO. 229—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 22:1193(K), relative to continuing education requirements for renewal of insurance licenses; to provide for the granting of continuing education credits to certain licensed agents and brokers active for participation in certain industry organizations; and to provide for related matters.

SENATE BILL NO. 381—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 30:2011(A)(3) and (D)(23), 2074(A)(4) and (B)(8), 2080, 2081, 2083, and R.S. 40:2821(B)(4) and (5), 2822(1), 2824, 2825(A)(2)(c) and (f), 2826(A), (B), (D), (E), and (F), and to enact R.S. 36:254.1, relative to public health and safety; to provide for the transfer of authority from the Department of Environmental Quality to the Department of Health and Hospitals relative to the administering of the fund; to authorize the Department of Health and Hospitals to issue tax-exempt or taxable debt relative to the fund; and to provide for related matters.

SENATE BILL NO. 420—

BY SENATOR MCPHERSON AND REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 22:10, relative to health insurance; to require the Department of Insurance to provide an annual assessment of state and federal health issues relating to a patient's bill of rights; and to provide for related matters.

SENATE BILL NO. 474—

BY SENATOR THOMAS

AN ACT

To amend and reenact R.S. 22:5(9)(b), relative to the payment of professional malpractice or public liability claims by statewide hospital associations; to provide that the payment of claims against hospitals which are members of the association and members of societies of the association shall not be deemed to be insurance; and to provide for related matters.

SENATE BILL NO. 475—

BY SENATOR THOMAS AND REPRESENTATIVES NEVERS AND STRAIN

AN ACT

To enact R.S. 36:509(S) and Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.205, to create the Washington Parish Reservoir District as a political subdivision and state agency; to provide for a board of commissioners to manage the reservoir district; to provide for the powers and duties of the district including the power to levy taxes and issue bonds to prohibit certain actions and to provide penalties; to provide relative to the district's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

SENATE BILL NO. 551—

BY SENATORS B. JONES AND HOYT AND REPRESENTATIVES LANDRIEU AND HAMMETT

AN ACT

To amend and reenact R.S. 36:459(A), R.S. 47:301(2), (3)(b), introductory paragraph of (4), (4)(a), (b), (c), (h), (j), and (l), (8)(b), (10)(a)(i), (ii), and (vi), (b), (c), and (l), (14)(g)(i) and (i)(i), (15), (16)(d)(i), (h)(i), (ii), (iii), and (iv), and the introductory paragraph of (i), and (18)(a)(i), 302(D), 305(A), (B), (C), the introductory paragraph of (D)(1), (D)(1)(j), (k), (l), (m), (n), (o), (p), (q), (r), (s), and (u), (2), (3), and (4), (E), (F), (G), and (H), 305.1(A) and (B), 305.3, 305.6, 305.7, 305.8, 305.13, 305.14(A)(1), 305.19, 305.26, 305.31(B), 305.36(A), 305.39, the introductory paragraph of 305.40(A), 305.42, and 305.48, to enact R.S. 47:301(25), (26), and (27), and Chapter 2D of Subtitle II of Title 47 of the Louisiana Revised Statutes to be comprised of R.S. 47:337.1 through 337.87, and R.S. 36:459(H), and to repeal R.S. 33:2713.1, 2716(A), 2716.1, 2716.2, 2717, 2718, 2718.1, 2718.2, 2718.3, 2718.4, 2718.5, 2719, 2720, 2720.1, 2737(G), 2741.1, 2844, 2844.1, 2844.2, 2845, 2845.1, 2846, and 2847, and R.S. 47:1515, relative to the sales and use tax of political subdivisions; to enact a uniform local sales tax code; to provide for the levy, collection, enforcement, and administration of local sales and use taxes; to provide for certain civil and criminal penalties; to provide for construction and interpretation of the code; to prohibit the state from assuming collection of local sales and use taxes; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

May 22, 2003

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 38 —

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, the Department of Environmental Quality, the Department of Wildlife and Fisheries, the Department of Agriculture and Forestry, and to urge and request the federal agency for Toxic Substances and Disease Registry, to cooperate in a study to determine the risks to humans, wildlife, and fisheries living or located in areas within a close proximity to chemical and petrochemical plants in the state, particularly facilities involved in the handling of hazardous waste and the environmental impact of such entities to the areas in which they are located.

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATORS MCPHERSON, ELLINGTON, SMITH, ADLEY, BAJOIE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MICHOT, MOUNT, ROMERO, SCHEDLER, TARVER, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES CURTIS, DEWITT AND FARRAR

A CONCURRENT RESOLUTION

To commend and congratulate the players and coaches of the Louisiana College Lady Wildcat Softball Team on winning the American Southwest Conference East Division, and the National Christian Collegiate Athletic Association's National Tournament.

SENATE CONCURRENT RESOLUTION NO. 77—

BY SENATOR SMITH AND REPRESENTATIVE TOWNSEND

A CONCURRENT RESOLUTION

To commend and congratulate Mr. Willard Jones, Sr. on the occasion of his eightieth birthday and to recognize his extraordinary achievements throughout his life.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To commend New Iberia native, David Broussard, for his diligent and untiring efforts to collect cellular phones for use by school bus drivers and the elderly in emergency situations.

SENATE CONCURRENT RESOLUTION NO. 39—

BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Education to provide for an emergency education summit to focus on the disparate educational opportunities in certain parishes situated in northeast Louisiana no later than June 1, 2003.

SENATE CONCURRENT RESOLUTION NO. 70—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request appointments to the Board of Examiners in Dietetics and Nutrition be made on a timely basis.

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the owners and/or operators of certain towers and other structures to provide the secretary of the Department of Transportation and Development with a listing of their locations and to urge and request the House and Senate committees on transportation, highways and public works to study the practicality and cost benefit of marking and lighting communications towers and other structures more than one hundred feet and less than two hundred feet in height.

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATORS SMITH, ADLEY, BAJOIE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, TARVER, THEUNISSEN, THOMAS, AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DOWNER, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, McDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WELCH, WINSTON, WOOTON AND WRIGHT

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of former United States Senator Russell Billiu Long, son of Huey Pierce and Rose McConnell Long, and nephew of George S. Long, and Earl K. Long.

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATORS MOUNT, ADLEY, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DOWNER, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WELCH, WINSTON, WOOTON AND WRIGHT

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of the Honorable William Lasater "Bill" McLeod, Jr. of Lake Charles and the enduring gratitude of the members for his outstanding contributions to the city of Lake Charles and the state of Louisiana, particularly during his twenty-three-year tenure as a distinguished member of the legislature.

SENATE CONCURRENT RESOLUTION NO. 85—

BY SENATOR HOLDEN AND REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of Vern J. Bidwell, West Feliciana police juror.

SENATE CONCURRENT RESOLUTION NO. 86—

BY SENATOR HOYT AND REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION

To offer the sincere condolences of the Legislature of Louisiana upon the untimely death of Benjamin Trey Duhon, a beloved son, grandson and brother.

SENATE CONCURRENT RESOLUTION NO. 87—

BY SENATORS ADLEY AND BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Judge Charles A. "Corky" Marvin, and to recognize his paramount contributions to the state, to his family and friends, and to his community.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 22, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 83—

BY REPRESENTATIVE HUDSON

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to review any permits issued to the Lafayette Utility System to operate a land farm for sewerage sludge in St. Landry Parish, review the process by which such permits are issued to insure local participation, and take appropriate action for deficiencies.

HOUSE CONCURRENT RESOLUTION NO. 115—

BY REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To urge and request the United States Environmental Protection Agency and the United States Army Corps of Engineers to revise their regulatory authority in light of the United States Supreme Court decision in *Solid Waste Agency of Northern Cook County v. U.S. Army Corps of Engineers*, 531 U.S. 159 (2001) (SWANCC).

HOUSE CONCURRENT RESOLUTION NO. 161—

BY REPRESENTATIVES CRANE, ALEXANDER, CROWE, CURTIS, DOWNER, HONEY, HUDSON, KENNARD, KENNEY, PEYCHAUD, NEVERS, POWELL, SALTER, JANE SMITH, STELLY, SWILLING, AND WINSTON

A CONCURRENT RESOLUTION

To commend Fred Skelton upon his retirement as president of the Louisiana Federation of Teachers, to recognize and record his myriad accomplishments and contributions to education in Louisiana, and to extend to him the best wishes of the legislature as he embarks on new challenges and endeavors.

HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To commend Charles A. Fuselier upon his retirement as sheriff of St. Martin Parish.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

May 22, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 30—

BY REPRESENTATIVE BAUDOIN AND SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 56:104(A)(8) and 302.1(C)(2)(d), relative to hunting and fishing licenses; to provide that certain additional disabled persons may receive hunting and fishing licenses for a reduced fee; and to provide for related matters.

HOUSE BILL NO. 34—

BY REPRESENTATIVES DOWNER AND WALSWORTH
AN ACT

To amend and reenact R.S. 47:463.11(B) and (E), relative to motor vehicle special license plates; to provide that certain disabled veterans may receive a special license plate for each vehicle registered in the applicant's name; to restrict issuance of such plates to certain vehicles; and to provide for related matters.

HOUSE BILL NO. 69—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 32:1735(A), relative to the towing of motor vehicles; to provide relative to the selection of a licensed towing company; and to provide for related matters.

HOUSE BILL NO. 124—

BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 33:449, relative to mayors' courts; to create a mayor's court of the village of Heflin in Webster Parish; to provide for jurisdiction of the court; to provide for the power and authority of the mayor; and to provide for related matters.

HOUSE BILL NO. 253—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 38:2212.1(A)(2), relative to the Public Bid Law; to provide relative to the exception in Public Bid Law for the purchase of certain motor vehicles and road maintenance or improvement equipment; and to provide for related matters.

HOUSE BILL NO. 291—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 49:191(14)(introductory paragraph) and (a) and to repeal R.S. 49:191(12)(b), relative to the Department of Justice, including provisions to provide for the re-creation of the Department of Justice and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 459—

BY REPRESENTATIVE ALEXANDER
AN ACT

To enact R.S. 48:461.26(A)(3), relative to parkways; to designate a portion of Louisiana Highway 3025 as a parkway; and to provide for related matters.

HOUSE BILL NO. 478—

BY REPRESENTATIVES ALARIO AND SCALISE AND SENATORS HAINKEL, HEITMEIER, HOLLIS, LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 47:1703.1(A), relative to registration of the homestead exemption; to require the assessor in Jefferson Parish to provide a form for the permanent registration of the homestead exemption; and to provide for related matters.

HOUSE BILL NO. 552—

BY REPRESENTATIVES BALDONE AND PIERRE
AN ACT

To amend and reenact R.S. 56:30.1 and 641.1(A), relative to commercial fishing licenses; to authorize the issuance of such licenses by electronic means; and to provide for related matters.

HOUSE BILL NO. 553—

BY REPRESENTATIVES DANIEL, JACK SMITH, AND PIERRE
AN ACT

To amend and reenact R.S. 56:319(A) and (D), relative to exotic fish; to require a permit for the possession of certain exotic fish; and to provide for related matters.

HOUSE BILL NO. 567—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 17:45(A)(introductory paragraph) and (B) and to enact R.S. 17:45(A)(4) and (C), relative to promotions of teachers in special schools; to provide that a teacher promoted to a higher position shall not gain permanent status in the higher position; to require teacher certification and other endorsements for certain promotions; to provide exceptions; and to provide for related matters.

HOUSE BILL NO. 639—

BY REPRESENTATIVE WINSTON AND SENATORS MOUNT AND SCHEDLER
AN ACT

To amend and reenact R.S. 17:416(C)(2)(a)(ii) and (b)(ii), relative to the expulsion of students found guilty of certain drug offenses; to provide for an exception to such required expulsion under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 640—

BY REPRESENTATIVE WINSTON AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 56:1851(C), relative to the Natural and Scenic Rivers Act; to provide penalties for violations of that Act for which penalties are not specified; and to provide for related matters.

HOUSE BILL NO. 763—

BY REPRESENTATIVES DIEZ AND KATZ
AN ACT

To amend and reenact R.S. 32:1720(A), 1728.2(D)(introductory paragraph) and (E)(introductory paragraph), and 1728.3(D)(2) and (E)(introductory paragraph), relative to the Louisiana Towing and Storage Act; to provide relative to the mailing of certain notices; and to provide for related matters.

HOUSE BILL NO. 1445—

BY REPRESENTATIVES HEBERT AND TUCKER
AN ACT

To amend and reenact R.S. 22:844(A)(4), relative to investments by domestic insurers; to provide for bonds by public entities; to provide for limits; and to provide for related matters.

HOUSE BILL NO. 1537—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 22:675(C)(2) and (5), relative to insurance; to provide for stop-loss; and to provide for related matters.

HOUSE BILL NO. 870—

BY REPRESENTATIVES HUTTER, ARNOLD, BAYLOR, BEARD, BOWLER, BROOME, R. CARTER, CROWE, DARTEZ, DEVILLIER, DOERGE, DOWNS, DURAND, FANNIN, FAUCHEUX, FRITH, FUTRELL, GREEN, HEBERT, HONEY, HOPKINS, HUDSON, M. JACKSON, JOHNS, KENNARD, KENNEY, LUCAS, MARTINY, McDONALD, MCVEA, MORRELL, MURRAY, NEVERS, PERKINS, PEYCHAUD, PIERRE, PINAC, POWELL, QUEZAIRE, ROMERO, SCHNEIDER, GARY SMITH, JACK SMITH, STRAIN, SWILLING, THOMPSON, TOWNSEND, WADDELL, WALKER, WELCH, AND WRIGHT AND SENATOR SCHEDLER
AN ACT

To enact R.S. 48:281, relative to highway construction and maintenance projects; to require the Department of Transportation and Development to develop a policy of notifying sheriffs, parish presidents, fire chiefs, and state legislators prior to major highway construction and maintenance work being performed; and to provide for related matters.

HOUSE BILL NO. 898—

BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 34:1652(C)(20) and to enact R.S. 34:1662, relative to the Greater Lafourche Port Commission; to

provide relative to the commission's authority to make road and bridge improvements; and to provide for related matters.

HOUSE BILL NO. 940—

BY REPRESENTATIVE DANIEL

AN ACT

To repeal R.S. 48:56(A), relative to reporting on state projects by the Department of Transportation and Development; to repeal the requirement for annual reports on state projects to the legislature.

HOUSE BILL NO. 971—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:2112(A)(1), relative to testing pupils' sight and hearing; to provide for conducting such testing by city, parish, and other local public school boards; to provide guidelines and timelines for such testing; to provide for applicability; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1362—

BY REPRESENTATIVES DANIEL, BAUDOUIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, KENNEY, MORRISH, JACK SMITH, AND STRAIN AND SENATORS GAUTREAUX, HINES, HOYT, SMITH, THEUNISSEN, AND THOMAS

AN ACT

To amend and reenact R.S. 3:4622 and to enact R.S. 3:4603(B)(9), relative to weights and measures; to provide for the appointment of commission members; to increase the registration fees for commercial weighing and measuring devices; to create the Weight and Measures Fund; to provide for deposit to the fund and appropriation from the fund; and to provide for related matters.

HOUSE BILL NO. 1396—

BY REPRESENTATIVES THOMPSON, HILL, LAFLEUR, MORRISH, BAUDOUIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, KENNEY, JACK SMITH, AND STRAIN AND SENATORS GAUTREAUX, HINES, HOYT, THEUNISSEN, AND THOMAS

AN ACT

To amend and reenact R.S. 3:3210(C)(5), 3221(A), and 3251, relative to pesticide fees; to provide for increases in various registration, licensing, and certification fees; and to provide for related matters.

HOUSE BILL NO. 1533—

BY REPRESENTATIVES DANIEL, BAUDOUIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, KENNEY, MORRISH, JACK SMITH, AND STRAIN AND SENATORS GAUTREAUX, HINES, HOYT, SMITH, THEUNISSEN, AND THOMAS

AN ACT

To amend and reenact R.S. 3:4602(1), (2), (17), and (21), 4607(A) and (B), 4608(A), 4611, 4612(B), 4621(A)(introductory paragraph), (B), (C), and (D), 4622(B)(4), (C), and (D), 4623(A), and 4624(A) and R.S. 47:718(A), to enact R.S. 3:4602(12.1), (19.1), and (20.1), 4621(E) and (F), and Subpart E of Part II of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4671 through 4690, and to repeal R.S. 3:4622(F) and Part XII of Chapter 2 of Title 51 of Louisiana Revised Statutes of 1950, comprised of R.S. 51:781 through 831, relative to weighing and measuring petroleum products; to authorize the commissioner of agriculture and the Department of Agriculture and Forestry to regulate the commercial weighing and measuring of petroleum products; and to provide for related matters.

HOUSE BILL NO. 1621—

BY REPRESENTATIVE HAMMETT AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 47:303.1(B), (C), and (D), and Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, and as amended by Act No. 33 of the 2000 Regular

Session of the Legislature, relative to state and local sales and use taxes; to provide that private, nonprofit, tax-exempt organizations may apply for a direct payment number for the purpose of payment of taxes owed; to extend the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1790 (Substitute for House Bill No. 1117 by Representative Downer)—

BY REPRESENTATIVES DOWNER AND WINSTON

AN ACT

To enact R.S. 40:1401, relative to the Department of Public Safety and Corrections, office of state police; to provide for rights of employees, officers, and agents of the office while under investigation; and to provide for related matters.

HOUSE BILL NO. 1917—

BY REPRESENTATIVES DOWNS AND GALLOT

AN ACT

To authorize the adjutant general of the Louisiana Army National Guard to transfer title to certain land in Union Parish to the Union Parish Police Jury; to provide for the property description; to provide for reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Bean	1 Day	Cain	1 Day
Cravins	1 Day	Tarver	1 Day

Adjournment

Senator Lambert moved that the Senate adjourn until Tuesday, May 27, 2003, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Tuesday, May 27, 2003.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk